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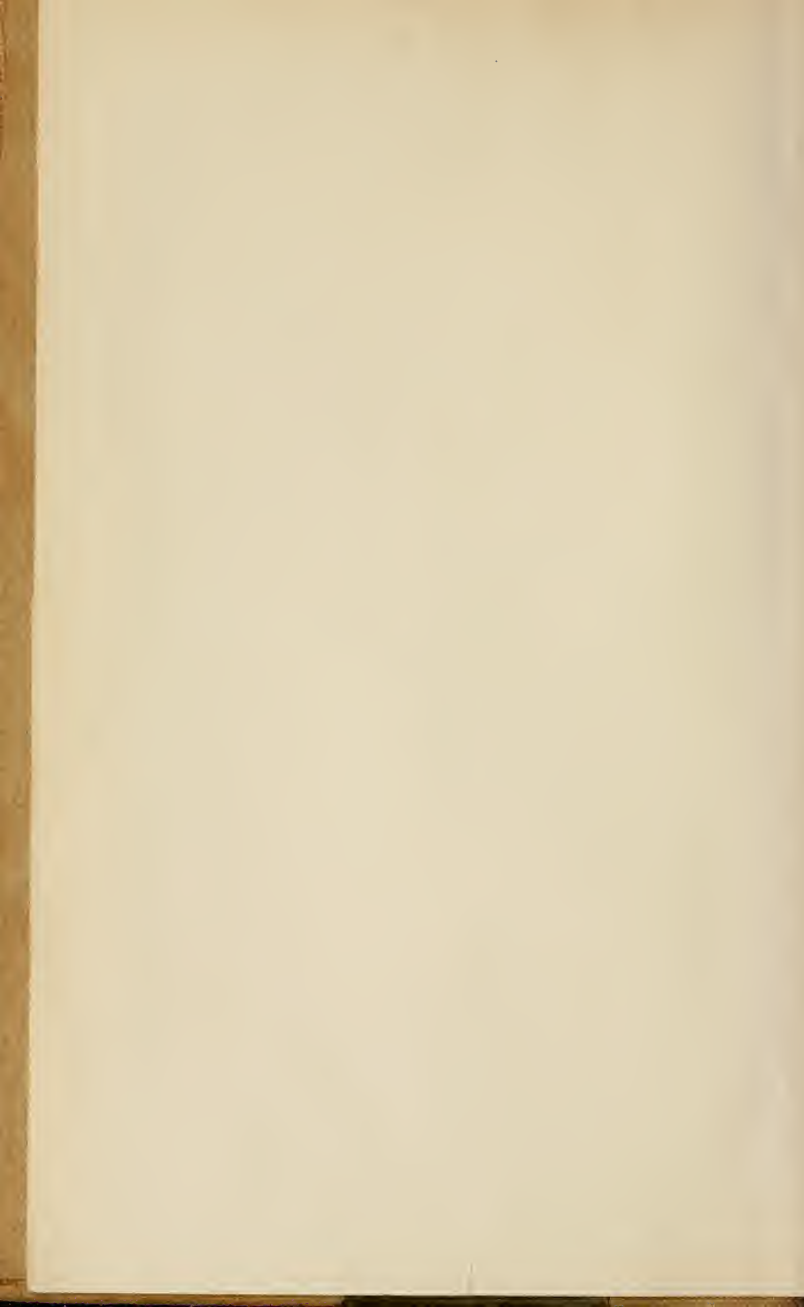
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No. 28

Wednesday, July 5, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco



Franklin Typesetting Corporation  
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entered into an agreement with the Housing Authority of the City and County of San Francisco (herein called "the Authority"), dated the 20th day of July, 1938, wherein the City and County agreed to eliminate in the manner therein provided, unsafe or insanitary dwelling units of a number at least equal to the number of new dwelling units to be provided in Holly Park-Potrero Projects Cal. 1-1, Cal. 1-2 and Cal. 1-7, therein referred to as "the Project," but in no event to exceed 660 unsafe or insanitary dwelling units; and

Whereas, the Authority proposes to develop and administer further low-rent housing projects (herein called "the Projects") within the territorial limits of the City and County of San Francisco, including in the aggregate approximately three thousand (3000) dwelling units; and

Whereas, in connection with the development of the projects, the Authority desires to eliminate unsafe and insanitary dwelling units situated within the territorial limits of the City and County substantially equal in number to the number of new dwelling units to be constructed by the Authority; and

Whereas, the Authority has requested the City and County to cooperate with it and assist in the elimination of such unsafe and insanitary dwelling units;

Now, Therefore, Be It Resolved:

1. That the City and County hereby determines that for the purpose of aiding said Authority in its efforts to eliminate unsafe or insanitary dwelling units in the City and County, the City and County shall cooperate with the Authority by eliminating unsafe or insanitary dwelling units within the territorial limits of the City and County at least equal to the number of newly constructed dwelling units to be provided by the Projects (less the number of unsafe or insanitary dwelling units to be eliminated from the site or sites of the Projects by the Authority during the development of the Projects), but in no event to exceed three thousand (3000) unsafe or insanitary dwelling units.

2. That the City and County shall enter into a contract with the Authority substantially in the following form: AGREEMENT BETWEEN THE CITY AND COUNTY OF SAN FRANCISCO AND THE HOUSING AUTHORITY OF THE CITY AND COUNTY OF SAN FRANCISCO.

In consideration of the mutual promises of the City and County of San Francisco (herein called "the City and County"), the Housing Authority of the City and County of San Francisco (herein called "the Authority") hereinafter set forth, the City and County and the Authority agree as follows:

1. The City and County agrees to eliminate unsafe or insanitary dwelling units of a number at least equal to the number of new dwelling units to be provided in the low-rent housing projects (herein collectively called the "Projects," which term is more specifically defined in paragraph 12) to be undertaken by the Authority (less the number, if any, of unsafe or insanitary dwelling units to be eliminated from the site or sites of the Projects by the Authority during the development of the Projects), but in no event to exceed three thousand (3000) unsafe or insanitary dwelling units.

2. The City and County agrees to eliminate such unsafe or insanitary dwelling units within the territorial limits of the City and County.

3. The City and County agrees to eliminate such unsafe or insanitary dwelling units in one or the other of the following ways, or partly in one of these ways and partly in another:

- (a) By demolishing dwelling units which are on land acquired by

the City and County by purchase or otherwise, including demolition of such dwelling units on land purchased for any public uses; or

(b) By causing the compulsory demolition, effective closing, repair or improvement of such unsafe and insanitary dwelling units; or

(c) By inducing private owners voluntarily to eliminate such dwelling units.

4. In computing the number of unsafe or insanitary dwelling units eliminated under the terms of this agreement, there shall be included all unsafe or insanitary dwelling units eliminated under this agreement from the date hereof and those unsafe or insanitary dwelling units eliminated from and after July 20, 1938, in anticipation of the execution of this agreement, exclusive of those unsafe or insanitary dwelling units which have been and are being eliminated in connection with the development of the Holly Park and the Potrero Projects in pursuance of the provisions of the Equivalent Elimination Agreement between the City and County and the Authority, dated the 20th day of July, 1938.

5. In computing the number of unsafe or insanitary dwelling units eliminated under the terms of this agreement, the remedying of violations of local building codes or ordinances by compulsory action of the City and County, in so far as it results in the elimination of unsafe or insanitary dwelling units, shall be considered as elimination. The voluntary remedying of such violations shall not be considered as elimination.

6. For the purpose of this agreement a dwelling unit shall be considered unsafe or insanitary whenever by reason of dilapidation, faulty arrangement or design, lack of ventilation, light or sanitation facilities, or any combination of these factors, it is detrimental to safety, health or morals.

7. The Authority agrees:

(a) To advise the officers in charge of appropriate departments of the City and County of the existence of any unsafe or insanitary dwelling units in the City and County, which the Authority finds as a result of its surveys or studies;

(b) To make reports to the City and County, from time to time, regarding such matters; and

(c) To cooperate with the City and County in securing the elimination of unsafe or insanitary dwelling units required hereunder.

8. The City and County agrees to cause its officers in charge of appropriate departments to make reports to the Authority from time to time regarding:

(a) The action taken by the City and County in the elimination or repair of unsafe or insanitary dwelling units hereunder;

(b) The dates of such action;

(c) The location of such dwelling units; and

(d) The condition of such dwelling units which made them unsafe or insanitary.

9. The Authority and the City and County agree that the elimination undertaken and required hereunder shall be considered as a part of the Projects.

10. The City and County agrees to complete the elimination of unsafe and insanitary dwelling units required hereunder at such a rate that, in connection with each Project, a number at least equal to the number of new dwelling units constructed in each Project shall be eliminated within one (1) year from the date of the physical completion of that Project.

11. The Authority agrees that it will use its best efforts to de-

velop the Projects as rapidly as possible, to operate and maintain such Projects for families of low income, and to keep the City and County fully informed as to the status of the Projects.

12. The term "Projects" as used in this agreement shall mean any low-rent housing projects now or hereafter undertaken within the City and County by the Authority with respect to which a contract or contracts to obtain Federal annual contributions have been made, or will be made with the United States Housing Authority. The term "Project" shall mean any one of such Projects which is to be aided under a separate Annual Contributions Contract between the Authority and the United States Housing Authority relating solely to annual contributions on that particular project.

In witness whereof, the City and County of San Francisco, California, and the Housing Authority of the City and County of San Francisco have, respectively, caused this agreement to be duly executed, in triplicate, as of the.....day of....., 1939.

CITY AND COUNTY OF SAN FRANCISCO,

By.....  
Mayor.

By.....  
Clerk of the Board of Supervisors.

Attest:

.....  
Clerk of the Board of Supervisors.

HOUSING AUTHORITY OF THE CITY AND  
COUNTY OF SAN FRANCISCO,

By.....  
Chairman.

Attest:

.....  
Secretary.

3. That the Mayor and the Clerk of the Board of Supervisors are hereby authorized to execute, in quadruplicate, a contract substantially in the form set forth in Section 2 hereof on behalf of the City and County.

4. This resolution shall take effect immediately.

Approved as to Form:

.....  
City Attorney.

Discussion.

Following the reading of the foregoing Resolution, the Chair called attention to the language thereof, pointing out that there was no reference therein to Calvary Cemetery, as a site for a Project.

Supervisor Ratto, following the statement by the Chair, asked the City Attorney if any change in the set-up, or procedure, had been



made, stating that during the discussion on the Holly Park-Potrero Projects, for which the local agency had requested the Board's approval, the statement was made by Mr. Sullivan, then of the local agency, that the Board would have an opportunity to approve sites for any contemplated project.

The City Attorney, in reply to Supervisor Ratto, advised that there had been no change in the law; that the local agency having been appointed, with the approval of the Board, was an independent entity and could carry on its work without aid or assistance from the Board of Supervisors. Resolution No. 362, the repeal of which was under discussion, committed no one to any location, but merely stated that the city would cooperate in the elimination of unsafe and insanitary dwelling units. The City Attorney further advised that Resolution No. 362 was duly adopted by the Board and approved by His Honor the Mayor, and if the contract therein approved has been signed, it has gone beyond the control of the Board, and could not be rescinded.

During the discussion information reached the Board that the contract provided by Resolution No. 362 had been signed by His Honor, the Mayor.

Mr. Alexander Watchman, member of the local agency of the Housing Authority, in reply to further questioning by Supervisor Ratto, stated that there had been no change in the set-up since the approval by the Board of the Holly Park-Potrero projects. In reply to questioning by Supervisor Ratto as to why the approval of the Board had not been requested for other sites since that time, Mr. Watchman answered by explaining that through the activities of certain real estate operators, once a selection of a site had become known, options thereon were secured and attempts made to sell to the Housing Authority at a greatly increased, and exorbitant price, and for that reason it was impractical to make public the locations of sites contemplated. At present the Authority has a number of sites under consideration but whether or not they can be acquired, Mr. Watchman stated, he was not in a position to state. However, the purchase of Calvary Cemetery, to the best of his information, has not been concluded.

Supervisor Uhl stated that although Calvary Cemetery was not mentioned in the Resolution sought to be rescinded, nevertheless, Mr. Evers, of the Authority, had read to the Board a list of desired locations in which that site was included.

Following the reading of newspaper article of June 29, by Marshall Dill, Vice President of the local Authority, in which he expressed the opinion that the Authority had no desire to force on a locality a project against which there was strong disapproval, but would keep in mind the welfare of the city as a whole, Supervisor Uhl announced his intention as merely to request the Authority to forego further consideration of Calvary Cemetery and the site of the old Seals Stadium on Valencia, as sites for proposed Projects.

Thereupon, the Chair suggested the adoption of a resolution condemning the use of Calvary Cemetery as a site for a low cost housing project.

Supervisor Mead, following brief discussion on the motion to rescind action whereby Resolution No. 362 had been adopted, suggested the motion be withdrawn in order that a resolution along the lines as suggested by the Chair might be considered.

#### Communication from the Local Housing Authority.

Thereupon, the following communication from the Housing Authority of the City and County of San Francisco, expressing the aims of the Authority and the progress already made, was read by the Clerk:

WEDNESDAY, JULY 5, 1939.

Housing Authority of the  
City and County of San Francisco  
525 Market Street  
San Francisco, California

July 5, 1939

The Honorable Board of Supervisors  
City Hall  
San Francisco, California  
Gentlemen:

In view of the agitation now under way in organizations and publications concerning the use of the Calvary Cemetery site as a low rental housing project it would seem fitting that on behalf of the Housing Authority I attempt to express their attitude with regard to this site and give some explanation of the program in general.

The function and program of the San Francisco Housing Authority is to develop low rental housing projects for that portion of our population who could not otherwise afford safe, sanitary and adequate housing for themselves and their families. The tenants are definitely limited by selection to the low income group and must be living under substandard conditions.

Low rental housing is made possible by Federal enactment permitting the loan of money to local communities who wish to improve housing conditions for their low income families. The money for these loans is raised by bond issues which must be repaid from the income derived from rental of the projects and the United States Housing Authority provides for each project an annual subsidy which is used to keep the rental within the reach of the low income group.

The dwelling units are not for sale but are to be owned by the local Authority, in our case, the Housing Authority of the City and County of San Francisco, and the projects will be owned perpetually by them and be managed and operated by them.

One of the objects of the program is to eliminate housing not fit for human habitation. This is done by means of the regular channels legally provided for the Department of Public Health to compel demolition or reconstruction to legal standards and also, if possible, by clearing substandard housing areas and erecting housing projects on the land so cleared. Both methods eliminate slum conditions which do exist to a far greater extent than is generally known and for which no other cure has been found.

The housing projects will provide safe, sanitary, clean dwelling units for families of low income and while they will be minimum in their accommodations, they will have the maximum of light and air, sunshine and sanitation.

Surely it is a worthy movement which provides at reasonable cost houses for children who would otherwise be condemned to live in squalid, sordid and unhealthful surroundings and which will reduce the cost of hospitalization, control of crime, juvenile delinquency and fire hazards.

The program now contemplated in San Francisco is founded upon an earmarking of \$15,000,000 of loans from the United States Housing Authority and \$1,666,000 which will be raised by local bond issues to be sold to the public.

The bond issues will not increase the indebtedness of the City but will be the obligation of the San Francisco Housing Authority, secured by their projects.

Contrary to general misconception, the dwelling units will not be in the form of closely built apartment houses nor yet detached single

family dwellings. Dwelling units will be grouped into buildings of about ten units, mostly two stories in height and covering, in most cases, less than 30% of the ground area of the project. The balance of the grounds will be planted and maintained as gardens, streets, walks and playgrounds. They will be attractively designed by competent architects and landscape architects, insuring the maximum of attractiveness at a minimum of cost and continued upkeep is guaranteed by the fact that the Housing Authority itself is under obligation to maintain management standards for the entire life of the project. Some idea of the life of a project can be gleaned from the fact that the bonds run for 60 years.

The entire program, as now proposed in San Francisco, contemplates about eight such projects which must be placed at strategic points in the City where they will be suitably located for the persons for whom they are intended and not concentrated to oversupply any one portion of the City. These projects will not be institutions but will rather become a part of the neighborhood in which they are located. The tenants will be placed in projects most harmonious to them in all of their characteristics and in neighborhoods where they will be welcome.

Protests from property owners are most often based on misconceptions of what the projects really are. It is not the wish nor the function of the Housing Authority to force low rental housing on San Francisco nor yet to insist on any particular location if a reasoned and well-informed majority of public opinion is opposed to location on that particular site.

The program, if considered from no other basis, will afford many hundred thousand hours of employment for the building trades and will provide a large volume of work for our industries and business.

The Housing Authority at the present time is proceeding and has well under way a number of projects which will fully occupy their efforts for some time to come. All of these sites are under consideration except the three now definitely being acquired, namely Holly Park, Potrero and Sunnydale, which are approaching construction.

The best interests of San Francisco are certainly matters which must be considered and will be considered for all proposed sites.

The Housing Authority asks that your Honorable Board take no action adverse to low rental housing until ample time has been afforded to all interested parties to obtain correct information and to hear fully the case of those in such dire need of the help which low rental housing will afford.

Respectfully yours,

MARSHALL DILL, Chairman.

#### Motion Withdrawn.

Supervisor Uhl, with the consent of his second, Supervisor Schmidt, and pursuant to suggestion by Supervisor Mead, withdrew his motion for the rescinding of the action whereby Resolution No. 362 had been adopted.

#### Resolution Opposing the Use of Calvary Cemetery Site by the Housing Authority as the Site of a Low Cost Housing Project.

Supervisor Schmidt presented the following resolution:

(Series of 1939)

Resolution No. ...., as follows:

Whereas, The Board of Supervisors of the City and County of San

Francisco has gone on record favoring the principle of slum clearance and the construction of low cost housing projects in order to properly house people included in the low income brackets, as well as giving work to our building trades unionists, and

Whereas, The Board has no objection to the use of the land in the so-called area of sub-standard buildings or cheaper unimproved lands in the outlying portions of our City, and

Whereas, There appears to be a vast number of San Francisco residents opposed to the use of the Calvary Cemetery site for the purpose of low cost housing development; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco go on record as opposed to the use of the Calvary Cemetery site by the San Francisco Housing Authority as the site of a low cost housing project, and does hereby request said San Francisco Housing Authority and the United States Housing Authority not to select or approve said Calvary Cemetery site for a low cost housing site, and be it

Further Resolved, That a copy of this Resolution be forwarded to the San Francisco Housing Authority and to Nathan Straus of the United States Housing Authority as expressive of the sentiment of the people of the City and County of San Francisco.

#### Objection to Suspension of the Rules for the Purpose of Immediate Consideration of the Proposed Resolution.

Supervisor Colman objected to the suspension of the rules for the purpose of the immediate consideration of the proposed resolution, stating that he felt same should be heard in committee, stating that insofar as it has been developed that the site of the Calvary Cemetery has not been purchased, nor could any action be taken thereon for a considerable time, the resolution should be studied and no hurried action be taken thereon.

Supervisor McSheehy objected to suspension of the rules, stating he felt the Housing Authority should be given time to prepare its case in the matter if it wishes so to do. He further requested that the matter be referred to the Board, sitting as a Committee of the Whole, the Committee of the Whole to meet on July 10, 1939.

#### Roll Call on Suspension of the Rules.

At the request of Supervisor Colman, the roll was called on the motion for suspension of the rules for the purpose of immediate consideration of the proposed resolution, made by Supervisor Schmidt and seconded by Supervisor Uhl, and the motion was defeated by the following vote:

Ayes: Supervisors McGowan, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—7.

Noes: Supervisors Colman, McSheehy, Mead—3.

Absent: Supervisor Brown—1.

Thereupon, the Chair referred the proposed resolution to the Public Buildings, Lands and City Planning Committee.

#### Committee Recommendation.

Supervisor Uhl, Chairman, after brief consultation with Supervisor Schmidt, member of the Committee on Public Buildings, Lands and City Planning, and with the consent of Supervisor McGowan, also member of the Committee, announced the committee was reporting the resolution to the Board, with its favorable recommendation.

The Chair, thereupon, announced the matter to be before the Board.



### Committee of the Whole Convenes.

Supervisor Uhl, seconded by Supervisor Schmidt, moved that the Board resolve itself into a Committee of the Whole:

Motion carried by the following vote:

Ayes: Supervisors McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—8.

No: Supervisor Colman—1.

Absent: Supervisors Brown, Mead—2.

### President Shannon to Preside as Chairman of Committee.

Supervisor Uhl moved that President Shannon preside as Chairman of the Committee of the Whole.

No objection and so ordered.

### Limitation of Time for Discussion.

On motion duly made, time for discussion was limited to thirty minutes for proponents and thirty minutes for opponents of the proposed resolution. The time, however, was subsequently increased ten minutes for each side of the controversy.

### Privilege of the Floor.

The privilege of the floor was granted to the following:

#### Proponents.

Mr. Wesley McKenzie, Chairman of a Citizens' Committee to oppose present plans of the City Housing Commission; Mr. Joseph A. Brown, Attorney for Apartment House Industries of San Francisco and for Divisadero Street Merchants and Improvement Association; Mr. Eugene Fritz, representing Apartment House Association of San Francisco; Mr. Charles Christin, representing Owners and Lessees Apartment House Association, Apartment House Owners Council and taxpayers; Mr. Heyman, representing himself and Home Builders Association; E. J. Carroll, representing Owners and Lessees Apartment House Association; Mrs. Annie Scanlon, representing Women's Civic Center; Mrs. Rankin, representing herself; Mr. R. J. O'Rourke, President of San Francisco Property Owners' League; Mr. George Baker, representing Citizens Voters Unity Council, were heard, urging the adoption of the proposed resolution.

#### Opponents.

Mr. Alexander Watchman, speaking as President of Building Trades Council; Mr. Wattles, representing himself as a carpenter; Mr. James E. Ricketts, representing the San Francisco Building Trades Council; Mr. Arthur C. Nelson, representing the Carpenters Union; Mrs. Audrienne Laurier Stroman, representing San Francisco Housing Council; Mr. Herman Stuyvelaar, of the San Francisco Industrial Council; Mr. W. D. Coglein, for the Associated General Contractors; Mr. Wesley Peoples, representing himself; Mr. Herbert Nugent, representing Workers' Alliance; and Mr. Wilfred Wilson, representing Civil Rights Council, opposed the adoption of the resolution under discussion.

### Explanations of Votes.

Supervisor McGowan, in explanation of his vote, stated he believed the matter under discussion should be given deep and serious consideration. He expressed his firm belief in equality and his objec-

tion to class legislation, which he considered the proposed resolution to be. For that reason, he stated, and having heard both sides of the discussion, he was ready to vote "No" on the resolution.

Supervisor Roncovieri, in explaining his views on the proposed matter, stated that he, too, had given very careful consideration to all that had been said. Seventeen thousand five hundred dollars, he reminded the Board, was proposed to be spent per acre for the land in the Catholic cemetery. With that same amount of money, the Board had been told, the Housing Commission could get four times as much land, and that, he considered, was a matter for serious economic consideration. The more land that could be purchased for the money available, the more buildings could be erected, and more labor employed, and consequently the more good could be done for the poor people whom the Board is striving to help. Decent living doesn't consist in living on such expensive land. "I am sure," continued Supervisor Roncovieri, "that the Authority did not pay \$17,500 for land in Holly Park. If that type of land is good enough for the Holly Park buildings why is not the same type of land in other places, that costs less money, equally good to low cost buildings?" Supervisor Roncovieri stated further that he was the first to bring back from Washington, and to call to the attention of the Board, the matter of low cost housing, following which the Board did everything the law required. He appeared at Sacramento to press enabling legislation, and did everything possible to further construction of low cost dwellings, to which no one objected. Now, continued Supervisor Roncovieri, the Authority should make the money available go as far as possible, and he criticized the Authority for wanting to spend \$17,500 per acre for land, when, he felt, they could purchase several times as much land for that amount. By so doing, the Authority is depriving our under privileged people of low cost housing by wasting its money on too high priced land. The same type of buildings as are proposed for the Calvary Cemetery site could be erected on much cheaper land.

Supervisor Roncovieri called attention, also, to the fact that the Authority is not demolishing any slums, but is putting up buildings in other places. The slums should be cleaned out and fine new building erected in their place. That was his idea, and it was the idea of the proponents of the Federal Act. He was, therefore, he stated, ready to vote "Yes" on the resolution, because he conscientiously believed it to be the right thing to do, and that he was heartily in favor of the continued development of low cost housing for the under privileged. His objection applied merely to this particular site, as too expensive, thus depriving the poor of more buildings which could be erected by the excess money.

Supervisor Colman, in explaining his views, stated that certainly it is mighty inspiring that we have a form of government that allows a free and open discussion. However, there were two points that, in his opinion, could not be denied, although opposite statements were made, namely: there are thousands of sub-standard dwellings in San Francisco, call them slums or call them what you will, that are below the proper standard for Americans to live in; Also, there is no possible way to correct this condition by private investment. It is economically impossible. Therefore, the only way it can be corrected is by taking advantage of this offer of the federal government. It is not a new story at all, but throughout the whole country for more than 100 years, sub-standard dwellings have been the object of one survey after another, but for economic reasons, and because the government did not show an interest in it through all these years, nothing has been done and the need is more crying today than ever before. Continuing, Supervisor Colman expressed the greatest respect for the citizens protesting the proposed program, for which they had a perfect right, and he considered a great deal had been accomplished

by their protests. He felt that in view thereof, the Housing Authority would not act further regarding Calvary Cemetery without very careful thought. However, regardless of the act of the Authority, the Board had not relinquished its control over the Calvary Cemetery project, for before the proposed plans could be consummated, the Authority would be obliged to apply to the City Planning Commission for rezoning the property to permit Second Residential uses, following which, an appeal from the Planning Commission's decision, whatever it might be, could be heard by the Board of Supervisors. Supervisor Colman further stated that he did not want to see the selection of sites in the hands of the Board of Supervisors, because the Supervisors were not experts in such matters, nor did they have the machinery to set up rules to guide them intelligently. He felt it well that the selection of proposed sites for projects had remained with the Authority, and if, in this case, an error had been made by the Authority, that error has been called to its attention most emphatically. Supervisor Colman called attention to sentiments expressed, stating that many are in favor of low cost housing—but. He was, he declared, in favor of low cost housing—no buts. In closing, Supervisor Colman called attention to the reduction of crime and disease as the result of elimination of slum conditions. He expressed himself, also, as disliking to disagree with such a substantial group of citizens, but felt that they would be very well pleased with the results of the low cost housing program. For these reasons, Supervisor Colman stated, he intended to vote "No" on the proposed resolution.

Supervisor Mead, before explaining his vote, stated that it had been pointed out that the Calvary Cemetery site could be purchased for 40 cents per square foot, a statement which was confirmed by both Mr. Watchman and Mr. Evers, of the Housing Authority. Other proposed sites, it was stated, would cost from \$2.50 to \$3 per square foot.

Thereupon, Supervisor Mead, in explanation of his vote, stated that he had always been utterly opposed to class legislation, which he believed the proposed resolution to be. At no time, now or in the future, would he vote for class legislation. For that reason he would vote against the proposed resolution.

Supervisor McSheehy, in discussing the proposed legislation, and in explanation of his vote cited that some \$800,000,000 had been appropriated for slum clearance and low cost housing for the underprivileged, of which amount \$15,000,000 had been allocated to San Francisco. The total amount appropriated would amount to about \$6.15 per person for each of the 130,000,000 of our population. San Francisco's allocation, based on a population of 750,000, would, therefore, be \$4,305,000, but to date we have \$6,300,000, way over the allotment to which we are entitled. He expressed fear that if this proposed resolution were adopted and sent to Washington the outcome would be the cancellation of the additional \$9,300,000 which had tentatively been allotted to us. We do, he continued, have slums here, and we should take care of the fellow who is not so fortunate as we are. Therefore, he would vote against the proposed resolution.

Supervisor Roncovieri, in explaining his views, announced that he was not opposing slum clearance at all, but there had been mentioned many sites on which projects could be located, sufficient in area to provide for all the units possible with the funds allocated to San Francisco. In addition thereto, on statements made by the advocates of the removal of the cemeteries that the cemetery sites would be used for the building of high class homes, he was absolutely opposed to the use of Calvary Cemetery by the Housing Authority for one of its projects. It would, he considered, be breaking faith with the people of the district. For that reason he would vote "Yes" on the resolution.

In discussing further the use of Calvary Cemetery as the site of a

low cost housing project, Supervisor Roncovieri remarked that it was a mystery to him, why labor did not see that the contemplated high class development of that site would give some \$7,000,000 to \$10,000,000 of new construction work to labor and in addition thereto, there would still be the \$15,000,000 of Federal money to spend elsewhere for low cost housing.

In reply to the foregoing statement, Mr. Watchman stated that he had pointed out that the proposed resolution constituted class legislation; he was not discussing financing, but with him, it was a question of class legislation.

Mr. Nelson, who had previously opposed the resolution, stated that the Calvary site would be a home district but in the so-called blighted areas would arise some of the greatest, finest apartment houses ever seen in San Francisco. Those areas would be developed by speculators.

Mr. Wattles, pursuant to remarks by Supervisor Roncovieri, stated that labor would not receive from \$7,000,000 to \$10,000,000 of work, as suggested, and then have \$15,000,000 elsewhere. It is proposed, he insisted, to take up each of these projects, one at a time, as they are proposed, and defeat them.

Thereupon, Supervisor Roncovieri replied emphatically that he was still unanswered.

Supervisor Schmidt, in closing, urged against being ruled by passion. The Board, he stated, had gone on record as favoring a number of slum clearance projects, and the proposed projects, with the exception of Hayes Valley, would not rid the city of any slums or substandard dwellings. He denied allegations that an attempt was being made to sabotage a worthwhile humanitarian project, but that the city should first get rid of some of these old buildings which the Authority is not getting rid of. The people of San Francisco would still be saddled with this cemetery were it not for the fact that the people immediately west and east fought hard and gave moral support to members of this Board in getting rid of the cemeteries. We would not be keeping faith with the people here if we did not oppose this particular proposition.

#### Committee of the Whole Arises.

Thereupon, Supervisor Schmidt, seconded by Supervisor Colman, moved that the Committee of the Whole rise and report to the Board. No objection.

#### Amendment to Resolution.

Before the roll was called on the proposed Resolution, at the request of Mr. James E. Ricketts, representing the San Francisco Building Trades Council, and no objection being made thereto, the resolution was amended by striking out the word "unionists," in the last line of the first "Whereas," and inserting in lieu therefor, the words "mechanics and labor."

#### Refused Adoption.

Whereupon, the roll was called and the proposed resolution amended to read as follows, was refused adoption by the following vote:

**Opposing the Use of Calvary Cemetery Site by the Housing Authority as the Site of a Low Cost Housing Project.**

(Series of 1939)

Resolution No. ...., as follows:

WHEREAS, The Board of Supervisors of the City and County of San Francisco has gone on record favoring the principles of slum



clearance and the construction of low cost housing projects in order to properly house people included in the low income brackets, as well as giving work to our building trades mechanics and laborers; and

Whereas, The Board has no objection to the use of the land in the so-called area of sub-standard buildings or cheaper unimproved lands in the outlying portions of our City, and

Whereas, There appears to be a vast number of San Francisco residents opposed to the use of the Calvary Cemetery site for the purpose of low cost housing development; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco go on record as opposed to the use of the Calvary Cemetery site by the San Francisco Housing Authority as the site of a low cost housing project, and does hereby request said San Francisco Housing Authority and the United States Housing Authority not to select or approve said Calvary Cemetery site for a low cost housing site; and be it

Further Resolved, That a copy of this Resolution be forwarded to the San Francisco Housing Authority and to Nathan Strauss of the United States Housing Authority as expressive of the sentiment of the people of the City and County of San Francisco.

Ayes: Supervisors Ratto, Roncovieri, Schmidt, Shannon, Uhl—5.

Noes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer—5.

Absent: Supervisor Brown—1.

#### Notice of Reconsideration.

Before the result of the foregoing vote was announced, Supervisor Uhl changed his vote from "Aye" to "No" and gave notice that he would move for reconsideration at the next meeting of the Board, at 2:30 P.M.

The vote then stood:

Ayes: Supervisors Ratto, Roncovieri, Schmidt, Shannon—4.

Noes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Uhl—6.

Absent: Supervisor Brown—1.

#### Request for Opinion from City Attorney.

Supervisor Uhl requested that the City Attorney furnish in time for the next meeting of the Board, an opinion as to whether Equivalent Elimination Agreements previously authorized by the Board should have been so authorized by Resolution or by Ordinance.

### UNFINISHED BUSINESS

#### Finally Passed

The following recommendations of Finance Committee heretofore passed for second reading were taken up:

**Authorizing the Director of Property to Aid and Assist the Board of Supervisors Sitting as a Board of Equalization and to Employ the Necessary Appraisers to Pass Upon Requests for Equalization in 1939-1940 Assessments.**

(Series of 1939)

Bill No. 201, Ordinance No. ...., as follows:

Authorizing the Director of Property to aid and assist the Board of Supervisors sitting as a Board of Equalization and to employ the

necessary appraisers to pass upon requests for equalization in 1939-1940 assessments.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Director of Property of the City and County of San Francisco is hereby authorized and directed to aid, assist and advise the Board of Supervisors, sitting as a Board of Equalization in passing upon requests made to said Board for the equalization of 1939-1940 assessments on taxable real property and improvements in the City and County of San Francisco. Said services shall be rendered to said Board of Supervisors during the time that it sits as a Board of Equalization and for such time prior thereto as may be necessary to prepare for such investigation.

Section 2. The Director of Property is hereby authorized and directed to employ the necessary independent expert real estate and building appraisers as needed, subject to the provisions of Section 142 of the Charter, to aid and assist him in advising the Board of Supervisors in regard to requests for equalization in said assessments. In no event shall more than sixteen appraisers be employed under the provisions of this ordinance.

Section 3. For the services herein provided one independent expert building appraiser shall receive not more than \$350. One independent expert real estate and building appraiser shall receive not more than \$275 and the remaining independent expert real estate and building appraisers shall receive not more than \$250 each chargeable to Appropriation No. 901.106.00 and there is hereby ordered transferred from Appropriation No. 901.106.00 the sum of \$200 to the Director of Property to cover the incidental expenses of his office relative to the service herein directed to be furnished by said Director of Property.

*Finally passed by the following vote:*

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

#### **Amending Annual Salary Ordinance to Provide for Use of Short Title Upon Any Ordinance Amendatory Thereof.**

(Series of 1939)

Bill No. 202, Ordinance No. ...., as follows:

Amending Ordinance No. 186 (Series of 1939), entitled "An Ordinance Enumerating All Positions Continued and/or Created by the Board of Supervisors in Adopting the Annual Budget and Appropriation Ordinance for the Fiscal Year Ending June 30, 1940; Continuing, and/or Creating and/or Establishing These Positions; Enumerating and Including Therein All Positions Created by Charter or State Law for Which Salaries Are Appropriated in the Said Annual Appropriation Ordinance; Specifying and Fixing the Compensation of Incumbents Therein, and Providing for Maximum Compensation of Persons Appointed to Positions Herein Enumerated Which May Become Vacant During the Fiscal Year;" by adding a new paragraph to Section 1 thereof to provide for the use of a short title upon any ordinance amendatory thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 1 of Ordinance No. 186 (Series of 1939) the title of which is recited above is hereby amended to read as follows:

Section 1. In accordance with the provisions of Section 73 of the Charter the positions hereinafter enumerated under the respective departments are hereby created and/or established and/or continued

for the fiscal year ending June 30, 1940. Positions created or authorized by Charter or State law are enumerated and included herein.

Appointing officers as specified in the Charter are hereby authorized to make or continue appointments, as needed, during the said fiscal year to positions enumerated in their respective sections of this ordinance, but in no case to exceed the number of positions or the rate of pay herein enumerated and established; provided that temporary appointments to positions defined by the rules of the Civil Service Commission as seasonal or temporary positions may be made by the respective appointing officers in excess of the number of permanent positions herein established or enumerated, but no appointment to such temporary or seasonal position shall be made until the Controller shall certify that funds are available and the Mayor shall approve, and no such appointment shall continue beyond the period for which the Controller has certified the availability of funds. At the request of the Mayor or the Controller, the Civil Service Commission may investigate and report on the necessity for such temporary or seasonal services.

The Controller and the Civil Service Commission shall be immediately notified of a vacancy occurring in a position herein established and appointing officers shall not make appointments to such vacancies until the Controller shall certify that funds are available and until the Civil Service Commission shall verify the legality of the position and compensation, and the Mayor shall approve.

Section 141 of the Charter provides that the Civil Service Commission shall be the judge of the classification of positions. Any changes made by the Civil Service Commission during the fiscal year 1939-40 in the class title or number of classification of the duties of a position herein enumerated shall be reported within thirty days by the Civil Service Commission to the Mayor, the Board of Supervisors, the Controller, and the head of the department concerned, in order that the Board of Supervisors may amend the Salary Ordinance to conform to the changes made by the Civil Service Commission.

*In the amendment of this ordinance it shall be sufficient in the title of the amendatory ordinance to refer to this ordinance as the "Annual Salary Ordinance."*

Approved as to form by the City Attorney.

Finally passed by the following vote:

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

### Procedure for Leasing Land and Improvements, City and County of San Francisco, Lessee.

(Series of 1939)

Bill No. 203, Ordinance No. ...., as follows:

Procedure for leasing land and improvements, City and County of San Francisco, lessee.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Each department of the City and County of San Francisco authorized by the approval of bond issues or by annual or supplemental appropriation ordinances to lease land and improvements needed for the purpose of such department shall make such leases through the Director of Property, except as otherwise specifically provided by the Charter. The Director of Property is the head of the Real Estate Department.

Section 2. Where the rental value of such property is \$50 or less per month, the Director of Property may execute written month-to-month leases in behalf of the City and County of San Francisco, a

municipal corporation, as lessee, subject, however, to the written approval of the City Attorney and the head of the department concerned. The Director of Property shall determine the rental value of such property. Such month-to-month leases shall remain in force until the property is vacated by the City or until revoked. The department concerned shall give written notice to the Director of Property when such month-to-month leases shall be revoked by the City.

Section 3. Except as otherwise specifically provided by the Charter, all other leases of land and improvements entered into by the City and County of San Francisco, a municipal corporation, as lessee, shall be executed by the Mayor and the Clerk of the Board of Supervisors, pursuant to resolutions hereafter adopted by the Board of Supervisors. Before adoption, such resolutions must be approved by the Director of Property, the City Attorney and the head of the department concerned.

Section 4. The Real Estate Department shall be entitled to payment of expenses in connection with negotiating leases and incidental work performed under the provisions of this ordinance. The department concerned shall pay the Real Estate Department for such expenses by interdepartmental work order or other means.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

**Authorizing the Offering for Sale of City-Owned Land in Assessor's Block 6116, Southeast Corner of Woolsey and Hamilton Streets.**

(Series of 1939)

Bill No. 204, Ordinance No. ...., as follows:

Authorizing the offering for sale of City-owned land in Assessor's Block 6116, southeast corner of Woolsey and Hamilton streets.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Board of Supervisors hereby declare that public interest and necessity demands the sale of the following described City-owned real property situated in the City and County of San Francisco, State of California:

Commencing at the point of intersection of the southeasterly line of Woolsey street with the northeasterly line of Hamilton street; running thence northeasterly along the southeasterly line of Woolsey street, 120 feet; thence at a right angle southeasterly 100 feet; thence at a right angle southwesterly 120 feet to a point on the northeasterly line of Hamilton street; thence northwesterly along last-named line 100 feet to the point of commencement.

Being a portion of Paul Tract Homestead Association Block No. 1.

Section 2. The above described land shall be offered for sale in accordance with the provisions of Section 92 of the Charter of the City and County of San Francisco. Said property may be sold as a whole or subdivided.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

**Authorizing Sale of City Land in Assessor's Block 5714.**

(Series of 1939)

Bill No. 205, Ordinance No. ...., as follows:

Authorizing sale of City land in Assessor's Block 5714.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Board of Supervisors hereby declare that public interest and necessity demands the sale of the following described City-owned real property situated in the City and County of San Francisco, State of California:

Commencing at the southeast corner of Block No. 2, as per map of Holly Park Tract, recorded July 5, 1883, in Book 1 of Maps, at page 169 and 170, Official Records of the City and County of San Francisco; running thence northeasterly along the westerly line of Holly Park Circle 89 feet 4 inches to the most easterly corner of said Block No. 2; thence northwesterly 58 feet along the northeasterly line of said Block No. 2; thence at right angles southwesterly 57 feet; thence deflecting 23 degrees to the left and running southwesterly 56 feet, more or less, to the northeasterly line of Highland avenue (formerly Plymouth avenue); thence southeasterly along last-named line 52 feet 6 inches, more or less, to the point of commencement.

Section 2. The above-described land shall be sold in accordance with the provisions of Section 92 of the Charter of the City and County of San Francisco.

Approved by the Fire Commission.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

**Finally Passed**

The following recommendation of Streets Committee heretofore passed for second reading was taken up:

**Changing and Re-Establishing Grades on Lyon Street Between Beach Street and the Marina Boulevard, and on Jefferson Street Between Baker Street and Lyon Street.**

(Series of 1939)

Bill No. 174, Ordinance No. ...., as follows:

Changing and Re-Establishing the Official Grades on Lyon Street Between Beach Street and the Marina Boulevard, and on Jefferson Street Between Baker Street and Lyon Street.

Whereas, The Board of Supervisors on the written recommendation of the Director of Public Works, did on the 20th day of February, 1939, by Resolution No. 109 (Series of 1939) declare its intention to change and re-establish the grades on Lyon Street between Beach Street and the Marina Boulevard, and on Jefferson Street between Baker Street and Lyon Street.

Whereas, Said Resolution was so published for two days, and the Director of Public Works within ten days after the first Publication of said Resolution of Intention caused notices of the passage of said Resolution to be conspicuously posted along all streets specified in the Resolution, in the manner and as provided by law and

Whereas, More than thirty days have elapsed since the first publica-



tion of said Resolution of Intention; therefore, Be It Ordained by the People of the City and County of San Francisco as follows:

Section 1. The grades on the following named streets at the points hereinafter named and at the elevations above City base as herein-after stated, are hereby changed and established as follows:

#### Lyon Street

Beach Street .....	4	ft.
(The same being the present official grade)		
Jefferson Street .....	1.70	ft.
Marina Boulevard .....	Base	
(The same being the present official grade)		

#### Jefferson Street

Baker Street .....	1.50	ft.
(The same being the present official grade)		
Lyon Street .....	1.70	ft.

On Lyon Street between Beach Street and the Marina Boulevard and on Jefferson Street between Baker and Lyon Streets, be changed and established to conform to true gradients between the grade elevations above given therefor.

*May 15, 1939—Passed for Second Reading.*

*May 29, 1939—Re-referred to Street Committee.*

*Finally passed by the following vote:*

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

## NEW BUSINESS

### Adopted

The following recommendations of Finance Committee were taken up:

### Refunds of Erroneous Payments of Taxes

(Series of 1939)

Resolution No....., as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes, to-wit:

*From Duplicate Tax Fund—Appropriation No. 905.*

- Mrs. M. Tronis, per Vol. 17, Bill 1, Lot 1, Block 2196, 2d Installment, Fiscal Year 1938.....\$ 11.31
- Northern Counties Title Ins. Co., per Vol. 43, Bill 1201, Lot 7, Block 7041, 1st Installment, Fiscal Year 1938..... 9.29
- Bank of America, N. T. & S. A., per Vol. 40, Bill 1644, Lot 17, Block 6635, \$156.75; per Vol. 40, Bill 1643, Lot 16, Block 6635, \$126.25, Fiscal Year 1938, 2d Installment..... 283.00
- Meyer Bros., per Vol. 20, Bills 2608, 2609, 2610, Block 2944A, 2d Installment, Fiscal Year 1938..... 10.50
- Meyer Bros., per Vol. 20, Bill No. 2569, Lot 38, Block 2938, \$7.68; per Vol. 20, Bill 2567, Lot 36, Block 2938A, \$7.68; per Vol. 20, Bill 2564, Lot 35B, Block 2938A, \$7.68; per Vol. 20, Bill 2563, Lot 35A, Block 2938A, \$7.68; per Vol. 20, Bill 2607, Lot 20, Block 2944A, \$3.64; per Vol. 20, Bill 2791, Lot 21, Block 2954A, \$5.66; per Vol. 20, Bill



2792, Lot 22, Block 2954A, \$5.66; 2d Installment, Fiscal year 1938 .....	45.68
6. James B. McSheehy, per Vol. 19, Bill 776, Lot 40, Block 2629, Both Installments, Fiscal Year 1936.....	18.92
7. Philip H. Arnot, M.D., per Vol. 21, Bill 2833, Lot 18, Block 3102, 2d Installment, Fiscal Year 1938.....	124.83
8. Arthur B. Otts, per Vol. 16, Bills 1825, 1826, Lots 6-C, 6-D, Block 2130A, 2d Installment, Fiscal Year 1938.....	36.56
9. J. Harold Johnson, per Vol. 16, Bills 3089, 3085, 3090, Lots 3-D, 3, 3-E, Block 2189, Fiscal Year 1938, 2d Installment.....	15.55
10. Syndicate Mortgage Co., per Vol. 11, Bill 2672, Lot 4, Block 1601, Both Installments, Fiscal Year 1938.....	109.08
11. Joseph M. Sala, per Vol. 27, Bill 1984, Lot 22, Block 4153, 1st Installment, Fiscal Year 1938.....	19.19
12. Anglo California National Bank, per Vol. 14, Bill 191, Lot 42, Block 1793, \$26.26; per Vol. 16, Bills 260, 261, Lots 30, 31, Block 2060, \$12.02; both Installments, Fiscal Year 1938 .....	38.38
13. E. R. Zion, per Vol. 40, Bill 1343, 1st Installment, Fiscal Year 1921, \$1.39; per Vol. 40, Bill 1340, both Installments, Fiscal Year 1926, \$2.92; per Vol. 43, Bill 1391, both Installments, Fiscal Year 1927, \$3.04; per Vol. 43, Bill 1444, both Installments, Fiscal Year 1928, \$5.94; per Vol. 43, Bill 1559, 1st Installment, Fiscal Year 1932, \$3.96; all Lot 6, Block 7117 .....	17.25

*Adopted* by the following vote:

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

#### Release of Lien Filed re Old Age Security, James J. Corbett.

(Series of 1939)

Resolution No....., as follows:

Whereas, Notices of Aid have been recorded in this County pursuant to Section 4 of the Old Age Security Act and Section 2225 of the Welfare and Institution Code; and

Whereas, The filing of such Notices created a lien on the property of the recipients of such aid; and

Whereas, The recipients of such aid, on payment of the debt, secured by such lien, are entitled to receive a release thereof; and

Whereas, A lien has been placed by the Board of Supervisors of the City and County of San Francisco, on recommendation of the County Welfare Department, against the property described as follows:

Property of James Joseph Corbett, recorded March 12, 1937, in Volume 3011, Official Records of San Francisco County.

Now, Therefore, Be It Resolved, That upon receipt of all money secured by said lien, David A. Barry, Clerk of the Board of Supervisors, is hereby authorized to execute and deliver on behalf of and in the name of said Board, a release of such lien.

*Adopted* by the following vote:

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

#### Approval of Supplemental Recommendations, Public Welfare Department for July, 1939.

(Series of 1939)

Resolution No....., as follows:

Resolved, That the recommendations of the Public Welfare Depart-

ment, containing the additional names and amounts to be paid as Old Age Security Aid, Blind Pensions and Half Orphan Aid, for the month of July, 1939, and also Release of Suspensions and denials, are hereby approved, and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

*Adopted by the following vote:*

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

### **Authorizing Renewal of Lease of Building from St. George Holden for Branch Library.**

(Series of 1939)

Resolution No. ...., as follows:

Resolved, in accordance with the recommendation of the Library Department, that the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, as Lessee, are hereby authorized and directed to enter into a written lease with St. George Holden, as Lessor, for branch library and reading room purposes, the premises at No. 1541 Taraval Street, San Francisco, California, for a term of one year beginning July 15, 1939, at a monthly rental of \$50.00 with the right to renew said lease for an additional year, providing that funds are available for said purposes.

*Adopted by the following vote:*

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

### **Authorizing Relinquishment of Portion of San Andres-College Hill Pipe Line Right of Way to Hansen Bros. in Exchange for Certain Land.**

(Series of 1939)

Resolution No. .... as follows:

Resolved, in accordance with the recommendation of the Public Utilities Commission, that the City and County of San Francisco, a municipal corporation, quitclaim unto Hansen Bros. or their assignee, all that portion of the San Andres-College Hill pipe line easement, conveyed to the Spring Valley Water Company (predecessors in interest to the City and County of San Francisco) by A. H. Payson, et al. by deed dated July 8, 1910, recorded July 11, 1910 in Liber 421 of Deeds at page 200, Records of the City and County of San Francisco, lying within the boundaries of Lot 1, Block 1, as shown on West End Map No. 2 filed May 1, 1863. in Map Book "2 A & B", at page 47 in the Recorder's Office of the City and County of San Francisco lying northwesterly of the following described line to-wit:

Commencing at a point on the southwesterly line of Ottawa Avenue distant thereon 133 feet northwesterly from its intersection with the northwesterly line of Lot 2 in Block 7046A as per map of Subdivision No. 3 Geneva Terraces, San Francisco, California, filed December 20, 1937 in Map Book "N" at pages 45 to 48 inclusive in said Recorder's Office; running thence from said point of commencement southwesterly at right angles 80 feet more or less to the southwesterly line of said Lot 1, Block 1, as shown on said West End Map No. 2.

In exchange for the above described property it is understood that Hansen Bros. or the legal owner shall convey to the City and County

of San Francisco, a municipal corporation, the following described land situated in the City and County of San Francisco, State of California:

Commencing at a point on the southwesterly line of Ottawa Avenue distant thereon northwesterly 123 feet from its intersection with the northwesterly line of Lot 2 in Block 7046A as shown on Map of Subdivision No. 3, Geneva Terraces, San Francisco, California, filed on October 20, 1937, in Map Book "N" at pages 45 to 48 inclusive in the Recorder's Office of the City and County of San Francisco, State of California; running thence from said point of commencement northwesterly along said southwesterly line 10 feet; thence southwesterly at right angles to said southwesterly line 80 feet more or less to the southwesterly line of Lot 1 in Block 1 as shown on West End Map No. 2 filed on May 1, 1863 in Map Book "2 A and B" at page 47 in said Recorder's Office; thence southeasterly at right angles, along said southwesterly line of Lot 1, 14.09 feet; thence northeasterly deflecting at an angle of  $116^{\circ} 34'$  to the left from said southwesterly line 9.14 feet; thence northeasterly deflecting at an angle of  $26^{\circ} 34'$  to the right 72 feet more or less to the point of beginning.

Further Resolved, That the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, be and are hereby authorized and directed to execute the necessary quitclaim deed to Hansen Bros. or their assignee. The Director of Property shall deliver said quitclaim deed to the Grantee upon receipt of the necessary deed to the City and shall record the latter deed.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Adopted* by the following vote:

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

#### Passed for Second Reading

The following recommendations of the Finance Committee were taken up:

**Amending Section 21, Annual Salary Ordinance, de Young Memorial Museum, by changing Class Titles: Item 5, from Museum Instructor to Museum Instructor (Curator of Painting); Item 17, from Head Caretaker to Keeper of California Documents.**

(Series of 1939)

Bill No. 219, Ordinance No....., as follows:

An ordinance amending Section 21 (M. H. de Young Memorial Museum) of Bill 192, Ordinance 186, by changing the class title under Item 5 from 1 Museum Instructor at \$150 to 1 Museum Instructor (Curator of Painting) at \$150 and by changing the class title under Item 17 from 1 Head Caretaker at \$115 to 1 Keeper of California Documents at \$115.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 21 of Bill 192, Ordinance 186, is hereby amended to read as follows:

Section 21. **M. H. de YOUNG MEMORIAL MUSEUM:**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1		Director .....	\$ 591.65
2	1		Supervisor of Exhibits.....	200
3	1		Recorder .....	175
4	1		Secretary to Director .....	175
5	1		<b>Museum Instructor (Curator of Painting)</b>	150
6	1		Museum Instructor .....	175
7	1		Museum Instructor and Special Expert (Curator of Decorative Arts).....	* 150
8	1		Assistant Museum Instructor .....	125
9	1		Stenographer-Bookkeeper .....	135
10	1		Head Gallery Man .....	200
11	1		Labeller .....	140
12	1		Clerk .....	125
13	1		Mechanic .....	190
14	1		Assistant Mechanic .....	140
15	1		Janitor .....	130
16	1		Assistant Janitor .....	125
17	1		<b>Keeper of California Documents</b> .....	115
18	1		Checker .....	110
19	3		Caretaker .....	110
20	1		Secretary Board of Trustees.....	240
21	4		Gallery Man .....	125
22	4		Gallery Man .....	130
23	3		Gallery Man .....	135
24	1		Watchman (Special Police Officer).....	135
24.1	3		Watchman (Special Police Officers).....	125
25	1		Curator of Prints .....	125
26	1		Assistant Head Gallery Man .....	135
27	1		Expert Repairman .....	140
28	1		Utility Man .....	135
28.1	1		Installation Man .....	150
29	1		Installation Man .....	140
30	1		Lecturer, \$10 a Sunday.....	
31	1		Photographer .....	125
32	1		Restorer .....	150

Approved by Civil Service Commission.

*Passed for second reading by the following vote:*

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

**Amending Section 46, Bureau of Engineering, Annual Salary Ordinance, to Reflect Reclassification Item 41 from General Clerk-Typist to General Clerk-Stenographer. Same Salary.**

(Series of 1939)

Bill No. 220, Ordinance No. ...., as follows:

An ordinance amending Section 46 (Department of Public Works—Bureau of Engineering—Employments Predicated on Revenue and Bond Issue Moneys) of Bill 192, Ordinance 186, by changing the class number and class title under Item 41 from 1 B512 General Clerk-Typist at \$155. to 1 B408 General Clerk-Stenographer at \$155.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 46 of Bill 192, Ordinance 186, is hereby amended to read as follows:

Section 46. **DEPARTMENT OF PUBLIC WORKS—**  
**BUREAU OF ENGINEERING** (Continued)

**EMPLOYMENTS PREDICATED ON REVENUE AND BOND  
ISSUE MONEYS**

The following positions are in interdepartmental service and predicated on bond issues and the occupants have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
36	1	B222	General Clerk .....	\$ 155
37	1	B325	Blue Printer .....	215
38	1	B327	Photostat Operator .....	225
39	1	B332	Photographer .....	265
40	1	B408	General Clerk-Stenographer .....	175
41	1	B408	<b>General Clerk-Stenographer</b> .....	155
41.1	1	B512	General Clerk-Typist .....	150
42	5	F204	Civil Engineering Inspector .....	250
43	26	F204	Civil Engineering Inspector .....	225
44	1	F206	Senior Civil Engineering Inspector.....	275
45	1	F206	Senior Civil Engineering Inspector.....	250
46	1	F208	Chief Civil Engineering Inspector, Minor..	300
47	1	F210	Chief Civil Engineering Inspector, Major..	400
49	5	F252	Junior Civil Engineering Draftsman .....	160
50	1	F254	Civil Engineering Draftsman .....	250
52	7	F254	Civil Engineering Draftsman .....	200
53	5	F258	Senior Civil Engineering Draftsman.....	250
54	3	F260	Civil Engineering Designer .....	300
55	1	F260	Civil Engineering Designer .....	250
56	1	F262	Sanitary Engineering Designer .....	250
57	1	F262	Sanitary Engineering Designer .....	300
58	1	F354	Electrical Engineering Designer .....	250
58.1	1	F356	Electrical Engineering Inspector .....	225
59	4	F452	Mechanical Draftsman .....	200
60	1	F452	Mechanical Draftsman .....	225
61	6	F454	Mechanical Engineering Designer .....	250
62	1	F460	Assistant Mechanical Engineer .....	250
63	2	F552	Structural Draftsman .....	200
65	6	F604	Surveyor's Field Assistant .....	225
65.1	3	F604	Surveyor's Field Assistant .....	175
66	2	F610	Surveyor .....	250
66.1	1	F664	Traffic Engineer .....	300
67	1	L114	Engineering Chemist .....	225
69		A106	Building Inspector .....	225
71		F102	Architectural Draftsman .....	200
72		F106	Architectural Designer .....	250
73		F108	Architect .....	300
74		F352	Electrical Draftsman .....	200
75		F360	Assistant Electrical Engineer .....	250
76		F362	Electrical Engineer .....	300
77		F401	Junior Hydraulic Engineer .....	160
78		F404	Hydraulic Engineering Designer .....	250
79		F406	Assistant Hydraulic Engineer .....	250
80		F408	Hydraulic Engineer .....	300
81		F462	Mechanical Engineer .....	300
82		F554	Structural Engineer Designer .....	275
83		F558	Structural Engineer .....	275
84		B210	Office Assistant .....	85
85		B4	Bookkeeper .....	175

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
86		C152	Watchman .....	145
88		F351	Junior Electrical Engineer .....	160
91		M256	Mechanical Inspector .....	225
92		J4	Laborer at \$6 per day .....	
95		M252	Machinist's Helper at \$7.08 per day .....	
96		M254	Machinist at \$9 per day .....	
97		O152	Engineer of Hoisting and Portable Engines at \$11.40 per day .....	

Approved by Civil Service Commission.

*Passed for second reading by the following vote:*

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

### Consideration Postponed

Consideration of the following recommendation of the Finance Committee was, on motion by Supervisor Uhl, postponed until Monday, July 10, 1939.

**Amending Section 76, Annual Salary Ordinance, San Francisco Water Department, by Adding Item 5, Photostat Operator, at \$175, Inadvertently Omitted from Annual Salary Ordinance.**

**An "As Needed" Position.**

(Series of 1939)

Bill No. 221, Ordinance No....., as follows:

An ordinance amending Section 76 (Public Utilities Commission—San Francisco Water Department (Functional Employments as Needed) of Bill 192, Ordinance 186, by adding Item 5, 1 B327 Photostat Operator at \$175 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 76 of Bill 192, Ordinance 186 is hereby amended to read as follows:

### Section 76. PUBLIC UTILITIES COMMISSION—SAN FRANCISCO WATER DEPARTMENT (FUNCTIONAL EMPLOYMENTS AS NEEDED). (Continued).

Item No.	No. of Employees	Class No.	Departmental Title	Per Day	Per Month
1	3	A154	Carpenter .....	\$9.00	
2	1	A354	Painter .....	9.75	
3	1	A404	Plumber .....		\$225
4	1	A551	Apprentice .....	7.00	
5	1	B327	<b>Photostat Operator</b> .....		175
6	1	B512	General Clerk-Typist .....		155
8	1	E154	Lineman .....		200
10	1	F252	Junior Civil Engineering Draftsman.....		160
17	62	J4	Laborer .....	6.00	
18	2	J66	Garageman .....	6.50	
19	6	M54	Auto Machinist .....	9.00	
19.1	1	M104	Blacksmith's Helper .....	7.08	
20	4	M254	Machinist .....	9.00	
21	1	M266	Foreman Meter Repairs .....		200
22	1	M268	Foreman Machinist .....		285



**Section 76. PUBLIC UTILITIES COMMISSION—SAN FRANCISCO  
WATER DEPARTMENT (FUNCTIONAL EMPLOY-  
MENTS AS NEEDED). (Continued).**

Item No.	No. of Employees	Class No.	Departmental Title	Per Day	Per Month
23	2	O1	Chauffeur .....	6.50	
24	1	O1	Chauffeur .....	7.50	
25	1	O116	Teamster .....	6.50	
26	2	U104	Leadman .....	6.00	
27	3	U108	Compressor Operator .....	7.50	
28	13	U112	Pipe Caulker .....	7.50	
29	5	U114	Main Pipe Foreman .....	7.75	
30	15	U116	Service Man .....	7.50	
31	1	U116	Service Man .....	7.75	
32	1	U136	General Foreman Service Meters .....		300
33	1	U140	General Foreman Main Pipes .....		325
34	10	U206	Water Department Worker .....	6.00	
35	2	U214	Pump Operator .....	6.00	
36	1	U226	General Maintenance Foreman .....		200
37	1	U227	General Maintenance Foreman (Less House) .....		210
38	3	U230	Maintenance Foreman .....		200
39	1	F202	Inspector of Public Works Construction		175
40	1	F202	Inspector of Public Works Construction		200

Approved by the Civil Service Commission.

*Passed for second reading by the following vote:*

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

**Passage for Second Reading**

The following recommendation of the Finance Committee was taken up:

**Amending Section 83, Annual Salary Ordinance, Board of Education, (Non-Certificated Employees) to Reflect Reclassification Item 213 from General Clerk to General Clerk-Typist, at Same Salary.**

(Series of 1939)

Bill No. 222, Ordinance No....., as follows:

An ordinance amending Section 83 (Board of Education—Non-Certificated Employees, 1939-1940) of Bill 192, Ordinance 186, by changing the class number and class title under Item 213 from B222 General Clerk at \$155. to B512 General Clerk-Typist at \$155.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 83 of Bill 192, Ordinance 186, is hereby amended to read as follows:

**Section 83. BOARD OF EDUCATION—**

**NON-CERTIFICATED EMPLOYEES, 1939-1940**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
200	1	A6	Superintendent of Maintenance and Repairs .....	\$ 375
201	3	A154	Carpenter at \$9 per day .....	
202	1	A162	Foreman Carpenter at \$10 per day .....	

## Section 83. BOARD OF EDUCATION—

## NON-CERTIFICATED EMPLOYEES, 1939-1940. (Continued)

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
203	3	A354	Painter at \$9.75 per day .....	
204	1	B6	Senior Bookkeeper .....	235
205		B6	Senior Bookkeeper .....	190
206	1	B9	Supervisor of Financial Reports, Board of Education .....	210
207	1	B14	Senior Accountant .....	375
208		B14	Senior Accountant .....	275
209	1	B58	Secretary Board of Education (exempt) .....	425
210	1	B180	Administrative Assistant .....	350
211	2	B210	Office Assistant .....	85
213	1	B512	General Clerk-Typist .....	155
214	1	B222	General Clerk .....	190
215	1	B222	General Clerk .....	175
216	1	B228	Senior Clerk .....	200
217	2	B308	Key Drive Calculating Machine Operator .....	175
218	1	B308	Key Drive Calculating Machine Operator .....	160
219		B308	Key Drive Calculating Machine Operators as needed at .....	140
220	1	B311	Bookkeeping Machine Operator .....	175
221	1	B354	General Storekeeper .....	230
222	1	B380	Armorer, R. O. T. C. (part time) .....	75
223	3	B408	General Clerk-Stenographer .....	215
224	60	B408	General Clerk-Stenographer .....	175
225	8	B408	General Clerk-Stenographer .....	170
226	4	B408	General Clerk-Stenographer .....	150
227	1	B408	General Clerk-Stenographer .....	150
228	2	B408	General Clerk-Stenographer .....	140
229	1	B408	General Clerk-Stenographer (part time) at \$4.20 per evening .....	
230	1	B408	General Clerk-Stenographer (part time) at \$3.30 per evening .....	
231	7	B408	General Clerk-Stenographer (part time) at \$3.00 per evening .....	
232	24	B408	General Clerk-Stenographer at \$6.00 per day .....	
233	1	B412	Senior Clerk-Stenographer .....	215
234	2	B412	Senior Clerk-Stenographer .....	200
235	1	B412	Senior Clerk-Stenographer .....	190
237	1	B454	Telephone Operator .....	175
238	1	B454	Telephone Operator .....	150
239		B454	Telephone Operators (part time) for relief when needed at \$2 per day .....	
240	1	B512	General Clerk-Typist .....	215
241	1	B512	General Clerk-Typist .....	190
242	5	B512	General Clerk-Typist .....	175
243	1	B512	General Clerk-Typist .....	170
244	1	B512	General Clerk-Typist .....	150
244.1	1	B512	General Clerk-Typist .....	140
245	86	C102	Janitress .....	140
246	16	C102	Janitress .....	130
246.1		C102	Substitute Janitresses at rate of \$130 per month shall be paid at rate of \$6.00 per day for actual days served .....	
247	133	C104	Janitor .....	155
248	30	C104	Janitor .....	145
249	1	C104	Janitor (part time) .....	16
250	1	C104	Janitor (part time) .....	10

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
251	28	C105	Special Janitor .....	162.50
252	2	C105	Special Janitor .....	152.50
253	15	C107	Working Foreman Janitor .....	185
254	1	C107	Working Foreman Janitor .....	175
255	1	C107	Working Foreman Janitor .....	165
256	1	C112	Supervisor School Janitors .....	275
257	1	I12	Cook .....	140
258	1	I12	Cook .....	130
259	1	I12	Cook (part time) .....	75
260	2	I2	Kitchen Helper (part time) .....	75
261	11	J78	Stockman .....	200
262	3	J78	Stockman .....	170
263	1	J78	Stockman .....	160
264	1	J80	Foreman Stockman .....	210
265	1	O2	Chauffeur .....	215
266	1	O104	Moving Picture Operator .....	200
267	2	O122	Window Shade Worker .....	200
268	12	O168	Engineer Stationary Steam Engines.....	220
269		O168	Engineer Stationary Steam Engines (part time relief) .....	125
270		O168	Engineer Stationary Steam Engines (\$3 per evening as required) .....	
271	1	O172	Chief Engineer Stationary Steam Engines .....	310
272	1	O61	Foreman Gardener .....	200
273	5	O58	Gardeners .....	155
274	6	O58	Gardeners .....	135
275			Referees and Umpires, \$1 to \$3 per game as needed.	
276			Temporary clerical employment and other help as needed at rates fixed in salary ordinance.	
277			Temporary evening school clerks as needed at \$3 per evening.	

#### TRUCK RENTAL—CONTRACTUAL

278	Trucks over 2500 lbs. and not over 4500 lbs. at rate of \$265.00 per month for not more than 23 days per month.
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Approved by the Civil Service Commission.

*Passed for second reading* by the following vote:

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

#### Adopted

The following recommendations of the Streets Committee were taken up:

Changing the Name of Tillman Alley to Tillman Place.

(Series of 1939)

Resolution No. ...., as follows:

Resolved, That the name of Tillman Alley, running off the west

side of Grant Avenue, between Post Street and Sutter Street, be and is hereby changed to Tillman Place.

*Adopted* by the following vote:

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

**Approving Map Showing the Opening of La Salle Avenue Between  
Third and Mendell Streets.**

(Series of 1939)

Resolution No. ...., as follows:

Resolved, That that certain map entitled "Map showing the opening of La Salle Avenue between Third and Mendell Streets", approved the 24th day of May, 1939, by Director of Public Works Order No. 10643, be and is hereby approved and made official, and parcels numbered 1, 2, 3, 4, shown hatched thereon, are hereby declared to be an open public street to be known as "La Salle Avenue."

*Adopted* by the following vote:

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

**Approving Map Showing Grade Changes on Army St. Between  
Potrero Ave. and South Van Ness Ave. and Other Streets, and  
Declaring Intention to Change and Establish Grades in Accord-  
ance Therewith.**

(Series of 1939)

Resolution No. ...., as follows:

Resolved, That that certain diagram entitled "Grade Map showing the proposed change and establishment of grades on Army Street between the westerly line of Potrero Avenue and the westerly line of South Van Ness Avenue and on Hampshire Street, York Street, Bryant Street, Florida Street, Alabama Street, Harrison Street, Folsom Street, Shotwell Street and South Van Ness Avenue at Points northerly and southerly from Army Street as shown on this Map," approved the 7th day of June, 1939, by the Director of Public Works Order No. 10724, be and is hereby approved, and be it

Further Resolved, That it is the intention of the Board of Supervisors to change and establish grades on Army Street between the westerly line of Potrero Avenue and the westerly line of South Van Ness Avenue, and on Hampshire Street, York Street, Bryant Street, Florida Street, Alabama Street, Harrison Street, Folsom Street, Shotwell Street, and South Van Ness Avenue, at points northerly and southerly from Army Street, at the points specified and at the elevations above City base, as shown on said map.

The Board of Supervisors hereby declares that no assessment district is necessary as no damage will result from said change of grades.

The Director of Public Works is hereby directed to cause to be conspicuously posted along the streets upon which such change or modification of grade or grades is contemplated, notice of the passage of this Resolution of Intention.

These proceedings are instituted in accordance with the "Change of Grade Act of 1909." The "San Francisco News" is hereby designated as the newspaper in which this resolution shall be published.

*Adopted* by the following vote:

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

# Accepting Deed to Utility Easement—Golden Gate Heights District.

(Series of 1939)

Resolution No. \_\_\_\_\_, as follows:

Resolved, That the City and County of San Francisco, a municipal corporation, accept that certain deed dated April 18, 1939, from J. F. Johnson, et ux., to a utility easement over Lot 1, Assessor's Block 1860A, San Francisco.

*Adopted by the following vote:*

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

# Accepting Deeds to Rights of Way Required for the Visitacion Valley Sewer Extension.

(Series of 1939)

Resolution No. \_\_\_\_\_, as follows:

Resolved, That the City and County of San Francisco, a municipal corporation, hereby accepts from the following parties certain deeds to rights of way required for the Visitacion Valley sewer extension:

John Robertson, et ux., deed dated October 13, 1938.

Geneva and Sunnyvale Nurseries, Inc., deed dated January 6, 1939.

The City shall be responsible for any damage to crops on the rights of way described in said deeds caused during construction of the sewer.

It is understood that the adjoining lands of the Grantors shall not be assessed for the cost of constructing the sewer.

The Grantors or their successors in interest shall have the right to connect any and all tributary sewers to the main sewer to be constructed on said rights of way.

*Adopted by the following vote:*

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

# Passage for Second Reading

The following recommendations of the Streets Committee were taken up:

## Establishing Grades on Oneida Avenue from Cayuga Avenue to a Point 223 Feet Easterly Therefrom.

(Series of 1939)

Bill No. 223, Ordinance No. \_\_\_\_\_, as follows:

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The grades on Oneida Avenue, from Cayuga Avenue to a point 223 feet easterly therefrom, are hereby established at points hereinafter named and at heights above City base as hereinafter stated, in accordance with the recommendation of the Department of Public Works, filed in this office May 17, 1939.

Oneida Avenue:	Feet
223 feet easterly from Cayuga Avenue.....	147.23
Cayuga Avenue .....	145

(The same being the present official grade)

On Oneida Avenue between Cayuga Avenue and a line at right angles to the southerly line of, 223 feet easterly from Cayuga Avenue, be established to conform to true gradients between the grade elevations above given therefor.

*Passed for second reading by the following vote:*

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

**Ordering the Improvement of the East  $\frac{1}{2}$  of Douglas Street Between 27th and Duncan Streets, and Other Locations, by the Construction of Sidewalks.**

(Series of 1939)

Bill No. 224, Ordinance No. ...., as follows:

Ordering the Performance of Certain Street Work to Be Done in the City and County of San Francisco, Approving and Adopting Specifications Therefor, Describing and Approving the Assessment District, and Authorizing the Director of Public Works to Enter Into Contract for Doing the Same.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors May 2, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in three (3) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

**The improvement of**

Douglass Street ( $E\frac{1}{2}$ ) between 27th and Duncan Streets.

Fortieth Avenue ( $W\frac{1}{2}$ ) between Judah Street and 450' south.

Irving Street ( $S\frac{1}{2}$ ) between 57'6" and 107'6" east of 32nd Avenue.

Kirkham Street ( $N\frac{1}{2}$ ) between 34th and 35th Avenues.

Kirkham Street ( $S\frac{1}{2}$ ) between 32'6" and 82'6" east of 45th Avenue.

Kirkham Street ( $S\frac{1}{2}$ ) between 48th Avenue and Great Highway.

Lawton Street ( $S\frac{1}{2}$ ) between 12th Avenue and 82'6" west.

Lawton Street ( $N\frac{1}{2}$ ) between 32nd and 33rd Avenues.

Ocean Avenue ( $N\frac{1}{2}$ ) between 24th Avenue and 100' west.

Twenty-Fourth Avenue ( $W\frac{1}{2}$ ) between 125' and 250' south of Rivera Street.

Twenty-Fourth Avenue ( $W\frac{1}{2}$ ) between 125' and 175' north of Santiago Street.



Twenty-Fourth Avenue ( $W\frac{1}{2}$ ) between Ocean Avenue and 40' north.  
 Twenty-Seventh Street ( $N\frac{1}{2}$ ) between Diamond Street and 80' west.  
 Twenty-Seventh Street ( $N\frac{1}{2}$ ) between 240' and 320' west of Diamond Street.

Twenty-Eighth Avenue ( $E\frac{1}{2}$ ) between Rivera Street and 25' north.  
 Twenty-Eighth Avenue ( $E\frac{1}{2}$ ) between Rivera and Santiago Streets.  
 Thirty-First Avenue ( $W\frac{1}{2}$ ) between 250' and 325' south of Ulloa Street.

Thirty-Fourth Avenue ( $E\frac{1}{2}$ ) between Santiago Street and 175' north.  
 Thirty-Fourth Avenue ( $E\frac{1}{2}$ ) between Ulloa Street and 100' south.  
 Thirty-Fourth Avenue ( $E\frac{1}{2}$ ) between 300' and 325' south of Ulloa Street.

Thirty-Fifth Avenue ( $W\frac{1}{2}$ ) between 300' and 400' north of Rivera Street.

Thirty-Fifth Avenue ( $E\frac{1}{2}$ ) between Rivera Street and 175' south.  
 Thirty-Fifth Avenue ( $W\frac{1}{2}$ ) between Santiago Street and 425' north.  
 Thirty-Sixth Avenue ( $E\frac{1}{2}$ ) between Santiago Street and 400' north.

by the construction of two-course concrete sidewalks, six (6) feet in width, where concrete sidewalks, six (6) feet or more in width, are not already constructed;  
 and the improvement of

Bay Street ( $N\frac{1}{2}$ ) between 137'6" and 275' west of Taylor Street.  
 Bay Street ( $S\frac{1}{2}$ ) between 70' and 110' east of Leavenworth Street.  
 Bush Street ( $S\frac{1}{2}$ ) between Taylor Street and 62'6" east.  
 California Street ( $S\frac{1}{2}$ ) between 30th Avenue and 95' east.  
 Chenery Street ( $W\frac{1}{2}$ ) between Fairmont Street and 26'6" north.  
 Church Street ( $W\frac{1}{2}$ ) between 220' and 260' south of 22nd Street.  
 Duncan Street ( $S\frac{1}{2}$ ) between Guerrero Street and San Jose Avenue.  
 Guerrero Street ( $E\frac{1}{2}$ ) between 23rd Street and 114' north.  
 Guerrero Street ( $E\frac{1}{2}$ ) between Duncan and 28th Streets.  
 Geary Boulevard ( $S\frac{1}{2}$ ) between 150' and 345.55' west of Stanyan Street.

La Playa ( $E\frac{1}{2}$ ) between Irving Street and 100' south.  
 Octavia Street ( $W\frac{1}{2}$ ) between 75' and 100' south of Green Street.  
 Page Street ( $N\frac{1}{2}$ ) between 56'3" and 81'3" east of Clayton Street.  
 San Carlos Avenue ( $E\frac{1}{2}$ ) between 111' and 136' north of 20th Street.  
 San Jose Avenue ( $W\frac{1}{2}$ ) between Duncan and 28th Streets.  
 Tehama Street ( $NW\frac{1}{2}$ ) between Fifth Street and 75' southwest.  
 Tehama Street ( $NW\frac{1}{2}$ ) between Sixth Street and 100' northeast.  
 Twenty-third Street ( $N\frac{1}{2}$ ) between 225' and 250' west of Hoffman Avenue.

Twenty-Eighth Street ( $N\frac{1}{2}$ ) between Guerrero Street and San Jose Avenue.

Van Ness Avenue ( $W\frac{1}{2}$ ) between 90' and 175' north of Union Street.  
 Webster Street ( $W\frac{1}{2}$ ) between 68' and 95' south of O'Farrell Street.  
 by the construction or reconstruction of two-course concrete sidewalks of the full official width where concrete or bituminous rock sidewalks are defective or not already constructed to the official grade;  
 and the improvement of

Forty-Second Avenue ( $W\frac{1}{2}$ ) between Irving Street and 25' north.  
 Forty-Second Avenue ( $W\frac{1}{2}$ ) between Irving Street and 100' north.  
 Forty-Third Avenue ( $W\frac{1}{2}$ ) between Kirkham Street and 25' north.  
 Forty-Fourth Avenue ( $W\frac{1}{2}$ ) between Judah Street and 25' north.

Forty-Eighth Avenue ( $E\frac{1}{2}$ ) between 225' and 450' south of Moraga Street.

Irving Street ( $S\frac{1}{2}$ ) between 42nd Avenue and 32'6" west.

Josiah Avenue ( $SE\frac{1}{2}$ ) between 150' and 250' southwest of Lake-view Avenue.

Judah Street ( $S\frac{1}{2}$ ) between 32'6" and 132'6" west of 40th Avenue.

Monterey Boulevard ( $S\frac{1}{2}$ ) between Baden Street and 50' west.

Monterey Boulevard ( $S\frac{1}{2}$ ) between 225' and 375' west of Baden Street.

Monterey Boulevard ( $S\frac{1}{2}$ ) between 50' and 75' east of Detroit Street.

Monterey Boulevard ( $S\frac{1}{2}$ ) between 150' and 200' west of Genesee Street.

Twenty-First Avenue ( $E\frac{1}{2}$ ) between 150' and 200' north of Quintara Street.

Twenty-Fifth Street ( $N\frac{1}{2}$ ) between Dolores Street and 114' west. by the construction or reconstruction of two-course concrete sidewalks six (6) feet in width where concrete or bituminous rock sidewalks are defective or not already constructed to the official grade.

Within the exterior boundary of all those certain lots delineated, designated and numbered respectively as:

Block 1786, Lot 30;

Block 1813, Lots 1, 2, 4, 5, 6, 9, 11, 12, 13, 14, 15;

Block 1819, Lots 17A, 20, 21, 22;

Block 1878, Lots 2K, 2L, 2M, 2N;

Block 1890, Lots 37, 37A;

Block 1894, Lots 1, 40, 41, 42, 43, 44;

Block 1931, Lots 1, 36;

Block 2182, Lots 5, 6.

Block 2190, Lot 4;

Block 2314, Lots 7, 8, 9, 10, 11, 12;

Block 2314, Lots 15, 16, 17, 21, 22B, 23, 26, 27, 28;

Block 2315, Lots 1, 17, 18;

Block 2316, Lots 2J, 12, 13, 14;

Block 2322, Lots 14, 15, 16, 16A, 17, 17A, 18, 19, 20, 21, 27, 28;

Block 2325, Lots 6, 7, 8, 9, 10, 18, 19;

Block 2432, Lot 2;

Block 2434, Lots 31, 40;

Block 6583, Lots 3, 10;

Block 6588, Lots 8A, 8C, 8D, 8E, 9;

Block 7208, Lot 6A.

Block 29, Lots 3, 3A;

Block 44, Lot 11;

Block 283, Lot 13;

Block 527, Lots 4, 5, 6;

Block 554, Lot 3;

Block 725, Lot 3;

Block 1084, Lot 3;

Block 1224, Lot 17;

Block 1404, Lot 45;

Block 1803; Lot 1A;

Block 2801, Lot 14;

Block 3596, Lot 17A;

Block 3628, Lot 8;  
 Block 3634, Lot 13;  
 Block 3732, Lots 5, 122;  
 Block 6598, Lots 1, 1A;  
 Block 6663, Lot 7.  
 Block 1708, Lot 19;  
 Block 1797, Lot 1;  
 Block 1799, Lot 17;  
 Block 1810, Lot 19;  
 Block 1813, Lots 47, 49, 50;  
 Block 2002, Lots 27, 28, 29, 30, 31, 32, 33, 34, 35;  
 Block 2140, Lots 15B, 15E;  
 Block 3114, Lots 42, 43;  
 Block 3118, Lot 30;  
 Block 6535, Lot 9;  
 Block 6771, Lots 1, 37, 38, 39, 40, 41, 42, 50;  
 Block 7059, Lots 21, 24.

all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above mentioned improvement.

*Passed for second reading by the following vote:*

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

### Ordering the Improvement of 46th Avenue Between Ulloa Street and Vicente Street.

(Series of 1939)

Bill No. 225, Ordinance No....., as follows:

Ordering the Performance of Certain Street Work to Be Done in the City and County of San Francisco, Approving and Adopting Specifications Therefor, Describing and Approving the Assessment District, and Authorizing the Director of Public Works to Enter Into Contract for Doing the Same.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors June 13, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of

payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of Forty-Sixth Avenue, between Ulloa Street and Vicente Street, excluding the paved area occupied by the existing street railway tracks; by grading to official line and subgrade and by the construction of the following items:

Item No.	Item
1.	Unarmored concrete curb.
2.	Combined concrete curb and gutter.
3.	Asphalt-concrete pavement, consisting of a 6-inch Class "F" concrete base and a 2-inch asphaltic concrete wearing surface.
4.	Brick catchbasin, complete.
5.	10-inch vitrified clay pipe culvert, in place.
6.	Brick manholes, complete.
7.	8-inch vitrified clay pipe sewer, in place.
8.	8-inch x 6-inch vitrified clay pipe Y-branches, in place.
9.	6-inch vitrified clay pipe side sewers, in place.
10.	Water main.
11.	Water services.

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated and numbered respectively as:

Block 2446, Lots 3 and 4; and

Block 2447; Lots 1 and 2;

all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above mentioned improvement.

*Passed for second reading by the following vote:*

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

### Ordering the Improvement of Portions of Brussels Street Between Mansell Street and Ordway Street.

(Series of 1939)

Bill No. 226, Ordinance No. ...., as follows:

Ordering the Performance of Certain Street Work to Be Done in the City and County of San Francisco, Approving and Adopting Specifications Therefor, Describing and Approving the Assessment District, and Authorizing the Director of Public Works to Enter Into Contract for Doing the Same.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors June 13, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file

in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of portions of: Brussels Street, between Mansell Street and Ordway Street; by grading to official line and grade under the following items:

Item No.	Item
1.	Grading (excavation).
2.	Grading (embankment).

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated and numbered respectively as:

Block 6158, Lots 9 and 15; and

Block 6159, Lots 5, 6, 7, 8 and 9;

all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above mentioned improvement.

*Passed for second reading by the following vote:*

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

### Ordering the Improvement of Moraga Street Between 37th and 39th Avenues.

(Series of 1939)

Bill No. 227, Ordinance No. ...., as follows:

Ordering the Performance of Certain Street Work to Be Done in the City and County of San Francisco, Approving and Adopting Specifications Therefor, Describing and Approving the Assessment District, and Authorizing the Director of Public Works to Enter Into Contract for Doing the Same.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors May 23, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to

be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The construction of a sewer and appurtenances in Moraga Street between Thirty-seventh Avenue and Thirty-ninth Avenue, with the construction of the following items:

Item No.

Item

1. 18-inch vitrified clay pipe sewer, in place.
2. 18-inch x 6-inch vitrified clay pipe Y-branches, in place.
3. 8-inch vitrified clay pipe sewers, in place.
4. Brick manhole, complete.

The assessment district hereby approved is described as follows: Within the exterior boundary of all those certain lots delineated designated and numbered respectively as:

Block 1905, Lot 1;

Block 1906, Lots 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and 26;

Block 2011, Lots 1, 2, 2A, 3 and 13, and

Block 2012, Lots 1, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47 and 48;

all being designated on the maps and books of the Assessor of the City and County of San Francisco and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above mentioned improvement.

*Passed for second reading by the following vote:*

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

**Ordering the Improvement of 39th Avenue Between Lawton and Moraga Streets; Moraga Street Between 39th and 40th Avenues, Including the Crossing of 39th Avenue and Moraga Street.**

(Series of 1939)

Bill No. 228, Ordinance No....., as follows.

Ordering the Performance of Certain Street Work to Be Done in the City and County of San Francisco, Approving and Adopting Specifications Therefor, Describing and Approving the Assessment District, and Authorizing the Director of Public Works to Enter Into Contract for Doing the Same.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors May 16, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street



Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of: Thirty-ninth Avenue, between Lawton and Moraga Streets; Moraga Street, between Thirty-ninth and Fortieth Avenues; including the crossing of Thirty-ninth Avenue and Moraga Street; by grading to official line and subgrade and by the construction of the following items:

Item No.	Item
1.	Grading (excavation)
2.	Grading (embankment)
3.	Asphaltic concrete-rock sub-base pavement, consisting of a 6-inch compacted rock sub-base, a 4-inch asphaltic concrete base and a 2-inch asphaltic concrete wearing surface
4.	Unarmored concrete curb
5.	21-inch vitrified clay pipe sewer, in place
6.	21-inch x 6-inch vitrified clay pipe Y-branches, in place
7.	18-inch vitrified clay pipe sewer, in place
8.	8-inch vitrified clay pipe sewer, in place
9.	8-inch x 6-inch vitrified clay pipe Y-branches, in place
10.	Brick manholes, complete
11.	Brick catchbasins, complete
12.	10-inch vitrified clay pipe culvert, in place
13.	Two-course concrete sidewalk
14.	6-inch vitrified clay pipe side-sewers, in place
15.	Water main
16.	Water services

Within the exterior boundary of all those certain lots delineated, designated and numbered respectively as:

Block 1904, Lot 1;

Block 1905, Lot 1;

Block 2010, Lot 1, and

Block 2011, Lots 10, 11, 12 and 13;

all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above mentioned improvement.

*Passed for second reading by the following vote:*

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

### **Changing Sidewalk Widths on 19th Avenue Between Lincoln Way and Junipero Serra Boulevard.**

(Series of 1939)

Bill No. 229, Ordinance No....., as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of

Sidewalks," approved December 18, 1903, by amending Section Two Hundred and Twenty-Two (222) thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office May 17, 1939, by amending Section Two Hundred and Twenty-two (222) thereof to read as follows:

Section 222:

The width of sidewalks on 19th Avenue between Lincoln Way and Ulloa Street shall be 9 feet 6 inches;

The width of sidewalks on 19th Avenue, the westerly side of, between Ulloa and Wawona Streets shall be abolished;

The width of sidewalks on 19th Avenue, the easterly side of, between Ulloa and Wawona Streets shall be 9 feet 6 inches;

The width of sidewalks on 19th Avenue between Wawona Street and Sloat Boulevard shall be 9 feet 6 inches;

The width of sidewalks on 19th Avenue between Sloat and Junipero Serra Boulevards shall be 10 feet.

*Passed for second reading by the following vote:*

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

#### **Accepting the Roadway of Foote Avenue Between Alemany Boulevard and Huron Avenue.**

(Series of 1939)

Bill No. 230, Ordinance No. ...., as follows:

Providing for Acceptance of the Roadway of Foote Avenue Between Alemany Boulevard and Huron Avenue, Including the Curbs.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby accepted by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Foote Avenue between Alemany Boulevard and Huron Avenue, including the curbs.

*Passed for second reading by the following vote:*

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

#### **Accepting the Roadway of Madison Street Between Silver Avenue and Athens Street.**

(Series of 1939)

Bill No. 231, Ordinance No. ...., as follows:

Providing for Acceptance of the Roadway of Madison Street Between Silver Avenue and Athens Street, including the curbs.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby accepted by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Madison Street between Silver Avenue and Athens Street, including the curbs.

*Passed for second reading by the following vote:*

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

### Adopted

The following recommendation of the Streets Committee was taken up:

Approving Map of Subdivision No. 2, Lakeside San Francisco, Cal.; Accepting Certain Streets Therein, and Approving and Accepting Bond for Taxes in Connection Therewith.

(Series of 1939)

Resolution No. ...., as follows:

Resolved, That that certain map entitled "Map of Subdivision No. 2, Lakeside San Francisco, Cal., composed of 5 Sheets," be and is hereby approved and adopted as the official map of Subdivision No. 2, Lakeside San Francisco, Cal., and those parcels of land delineated and designated thereon as Rossmoor Drive, Elmhurst Drive, Stonecrest Drive, Broadmoor Drive, Winston Drive, and those portions of Junipero Serra Boulevard, Eucalyptus Drive, and Nineteenth Avenue, shown thereon but not heretofore dedicated to public use, are hereby accepted on behalf of the City and County of San Francisco and declared to be open public streets dedicated to public use to be known by the aforementioned names as they appear on said map, and be it

Further Resolved, That the City and County of San Francisco accept that certain deed dated the 23rd day of May, 1939, from Spring Valley Company, Ltd. (formerly Spring Valley Water Company), a corporation, Henry Stoneson, Hazel Stoneson, Ellis L. Stoneson and Bertha K. Stoneson, granting to the City and County of San Francisco all that land comprising Rossmoor Drive, Elmhurst Drive, Stonecrest Drive, Broadmoor Drive, Winston Drive, and those portions of Junipero Serra Boulevard, Eucalyptus Drive, and Nineteenth Avenue as delineated upon said map, and be it

Further Resolved, That the City and County of San Francisco accept that certain deed dated the 16th day of June, 1939, from Henry Stoneson, Hazel Stoneson, Ellis L. Stoneson and Bertha K. Stoneson, granting to the City and County of San Francisco easements in various blocks in Lakeside, Subdivision No. 2, San Francisco, Cal., and be it

Further Resolved, That that certain bond in the sum of \$14,168.00, executed the 13th day of June, 1939, between Henry Stoneson, Hazel Stoneson, Ellis L. Stoneson and Bertha K. Stoneson, doing business as Stoneson Bros., a partnership, as principal, and Massachusetts Bonding and Insurance Company, as surety, running to the City and County of San Francisco, conditioned for the payment of all taxes or special assessments collected as taxes which are at the time of filing said map, a lien against the land or any part thereof as shown upon said

map but not yet payable, be and is hereby approved and accepted, the said sum of \$14,168.00 being sufficient to cover all the taxes which are a lien upon the property described in said map and which are not yet payable, the amount of such taxes being estimated by the Controller of the City and County of San Francisco to be \$7084.00.

*Adopted* by the following vote:

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

### Consideration Postponed

**Supervisor Uhl's Motion to Repeal the Parking Meter Ordinance.**

Supervisor Uhl's motion to repeal the Parking Meter Ordinance was considered by the Streets Committee on Wednesday, June 28th, and is referred back to the Board with the recommendation that the Ordinance *be not* repealed.

Consideration of the foregoing motion was, at the request of Supervisor Uhl, postponed until July 10, 1939, and made a Special Order of Business at 2:30 P. M.

**Roll Call for the Introduction of Resolutions, Bills and Communications Not Considered or Reported Upon by a Committee.**

### Adopted

The following recommendations of his Honor the Mayor, were taken up:

**Leave of Absence—Supervisor Warren Shannon**

(Series of 1939)

Resolution No. 393, as follows:

Resolved, That in accordance with the recommendation of his Honor the Mayor, Hon. Warren Shannon, a member of the Board of Supervisors, is hereby granted a leave of absence for a period of ten days, commencing June 30, 1939, with permission to leave the State.

*Adopted* by the following vote:

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

**Leave of Absence—Harold J. Boyd, Controller**

(Series of 1939)

Resolution No. 394, as follows:

Resolved, That in accordance with the recommendation of his Honor, the Mayor, Honorable Harold J. Boyd, Controller, is hereby granted a leave of absence of thirty days from and after July 1, 1939, with permission to leave the State.

*Adopted* by the following vote:

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent—Supervisor Brown—1.

### Delivery of 1939 Assessment Roll

The following communication from the Assessor was presented and read by the Clerk:

San Francisco, California, July 5, 1939.

Honorable Board of Supervisors, City and County of San Francisco,  
City Hall.

Gentlemen:

This day, Wednesday, July 5 (the first Monday and Tuesday, July 3 and 4, being holidays) there has been delivered into the custody of the Clerk of your Board, forty-four (44) volumes (together with indexes for same) representing the 1939 Assessment Roll covering the taxable land and the taxable buildings in the City and County of San Francisco.

Very truly yours,

RUSSELL L. WOLDEN.

#### Meeting of Board of Equalization

On motion duly made and seconded, the Board agreed to meet on Tuesday, July 11, at 10:00 A. M. to consider applications for corrections or reductions of assessments for the fiscal year 1939-1940.

#### San Francisco Sheriff's Posse at the Exposition

Supervisor Colman called attention to the Horse Show at the Exposition, at which is appearing San Francisco Sheriff's Posse, composed of about 21 San Franciscans. Supervisor Colman called special attention to the very colorful and clever drill, and the favorable publicity accruing to San Francisco therefrom, and requested that the attention of the Chief Administrative Officer be directed thereto. An enterprise of this sort, concluded Supervisor Colman, is entitled to financial support by the City from its Publicity and Advertising fund.

Supervisor Ratto, in reply, stated that the Sheriff's Posse was receiving very favorable publicity because of its display at the Exposition. He remarked further that the Posse had been invited to attend the Oregon State Fair, at Salem, in September, all expenses paid, and called attention to the publicity San Francisco would receive therefrom, and at no cost to the city.

#### Commendations to Supervisor Mead

Supervisor McSheehy extended congratulations and commendations to Supervisor Mead, Chairman of the Citizens Committee for the observance of Independence Day, for the successful conduct of the Day's activities at Treasure Island on Tuesday, July 4, 1939.

#### Raker Act Amendment

The following telegram, with reference to the proposed amendment of the Raker Act, received after adjournment of the Board at its meeting of June 26, 1939, was read by the Clerk:

Washington, D. C., June 26, 1939, 4:00 p. m.

David Barry, Clerk, Board of Supervisors, City Hall.

We conferred today with Chairman Derouen of House Public Lands Committee, Representative Harvey Englebright, ranking Republican member, and other members of that committee with reference to hearing on amendment to Raker Act at this session of Congress. Stop. Chairman Derouen immediately conferred with Majority Leader Saburn, who informed him that it was the aim of majority party leaders to conclude the work of this session of Congress within the next thirty days. Stop.

When bill is introduced and sent to committee, it will be referred to the Department of the Interior for a report, and reports will also be requested from the Department of Justice, the Bureau of the

Budget and the National Planning Board. Stop. This is the regular committee procedure. Stop. Chairman Derouen informed us that he is definitely committed to policy of clearing his committee calendar, which contains about thirty bills that have been awaiting final committee action for some time, before the end of the present session, and that he cannot promise hearing on amendment to Raker Act until these bills are disposed of by his committee. Stop. *He expressed very definite opinion that it would be impossible to hold hearings on Raker Act Amendment at this session of Congress, but assured us that his committee would give prompt hearing to representatives of San Francisco when Congress convenes again next January. Stop.*

Letter from Chairman Derouen to this effect will follow. Stop. *We suggest that amendment be forwarded to Washington for introduction as soon as it has been prepared and approved by Board of Supervisors. This will assure completion of departmental reports referred to above so that hearings may be started promptly in January.*

RICHARD J. WELCH, MC.

FRANCK R. HAVENNER, MC.

#### Communication from Senator Hiram W. Johnson

The following communication from Senator Hiram W. Johnson was read by the Clerk:

United States Senate, July 3, 1939.

Mr. David A. Barry,  
Clerk, Board of Supervisors,  
Room 235, City Hall,  
San Francisco, California.  
My dear Mr. Barry:

I received yours of June 27 requesting me to offer a Bill amending the Raker Act by striking out the words "or the electric energy" in Section 6 of said Act. I would be very glad if you would inform the Board of Supervisors, because I take it that this is the wish of the governing body of the City of San Francisco. I will present the Bill at the earliest possible date, which will be probably July 5. Your letter was not received by my office in time for the presentation of the Bill before this present recess, which expires July 4.

Because the Board of Supervisors desire a hearing before the appropriate committee I will endeavor to obtain it, but it is so late in the session now that I doubt if this can be done. I think the Board ought to be advised that the lateness of the presentation of this Bill will make it well-nigh impossible, if it encounters the opposition that can be foreseen, to obtain action upon it at this session of Congress.

Sincerely yours,

HIRAM W. JOHNSON.

#### Communication from Representative Richard J. Welch

Congress of the United States

House of Representatives

Washington, D. C.

June 30, 1939.

Hon. David A. Barry, Clerk  
Board of Supervisors,  
City Hall,  
San Francisco, California.  
Dear Mr. Barry:

I received your letter of June 27th containing resolution by the Board of Supervisors requesting me as a Member of Congress from



San Francisco to introduce a bill amending the so-called Raker Act.

As per your request, I have introduced the bill and I am enclosing copies of same herewith which is in accordance with draft of bill contained in your letter.

Very sincerely,

RICHARD J. WELCH, M.C.

Following the reading of the foregoing communications, Supervisor Colman requested that copies of the proposed Bill providing for the amendment of the Raker Act be sent to each member of the Board.

#### **Extension of Time for Purchase of Dog Licenses**

Supervisor McSheehy, seconded by Supervisor Meyer, moved that the time for the purchase of Dog Licenses be extended to August 1, 1939.

No objection and so ordered.

#### **Request for Opinion Concerning Appeals from Decisions of San Francisco Board of Education**

Supervisor Mead, pursuant to request from the Francis Scott Key Parent Teacher Association, moved that written opinions be requested from the City Attorney and from the Attorney General of the State of California, as to what person or persons, officer or officers, or Boards or Commission, appeal may be made from the decisions of the San Francisco Board of Education.

No objection and so ordered.

#### **Renewal of Request for Break Down of Mayor's Budget Item Other Exposition Expenses**

Supervisor Uhl renewed his request that the Clerk obtain from his Honor the Mayor a breakdown of the Item "Other Exposition Expense, \$100,000" in the Mayor's Budget.

#### **Greetings to Supervisor Ratto on His Return to the Board, Following His Recent Illness.**

Supervisor Colman extended greetings to Supervisor Ratto on his return to the Board after several weeks' illness. The Board concurred with his remarks.

In reply thereto, Supervisor Ratto stated that he wished to have inserted in the records that the first Board meeting he had missed in his five and a half years as a Supervisor was on May 29, 1939. This was due to illness which necessitated hospitalization. He also desired the record to show that he had always answered roll call on time and at no time had he ever evaded voting on any issue that came before the Board of Supervisors, regardless of how controversial it was.

#### **ADJOURNMENT**

There being no further business, the Board, at the hour of 7:17 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors July 17, 1939.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and

DAVID A. BARRY,  
Clerk of the Board of Supervisors,  
City and County of San Francisco.



Vol. 34

No. 29

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Monday, July 10, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco



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# JOURNAL OF PROCEEDINGS

## BOARD OF SUPERVISORS

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MONDAY, JULY 10, 1939, 2 P. M.

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In Board of Supervisors, San Francisco, Monday, July 10, 1939, 2 P. M.  
The Board of Supervisors met in regular session.

### CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

Quorum present.

President Warren Shannon presiding.

### SPECIAL ORDER—2:30 P. M.

#### Consideration Postponed

Consideration of the following matter presented by the Fire, Safety and Police Committee without recommendation, *was postponed* to July 17, at 2:30 P. M.

#### An Ordinance Providing for the Inspection and Regulation of Paint and Lacquer Spraying Shops.

(Series of 1939)

Bill No. ...., Ordinance No. ...., as follows:

Providing for the inspection and regulation of paint and lacquer spraying shops in the City and County of San Francisco; defining certain terms used in this ordinance; authorizing the Chief of the Division of Fire Prevention and Investigation of the Fire Department of the City and County of San Francisco to adopt, promulgate, and enforce rules and regulations governing such inspection; providing for the issuance of permits by the Chief of the Division of Fire Prevention and Investigation, subject to the prior approval of the City Planning Commission, the Chief of the Department of Electricity, and the Director of Public Health, to conduct such paint and lacquer spraying shop; providing for the payment and collection of fees to defray the cost of such inspection; repealing conflicting ordinances; and providing penalties for the violation of this ordinance.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. As used in this ordinance, the following words shall have the following respective meanings:

"Paint shop" shall mean a shop where the spraying of paint or lacquer materials is permanently established on the premises.

"Spray room" shall mean a room or booth or any division of a paint shop separated from the remainder of the paint shop by fire-

resistant materials approved by the Division of Fire Prevention and Investigation.

"Storage room" shall mean any room or compartment in a paint shop wherein any paint or lacquer materials of a combustible nature are regularly stored or kept.

"Mixing bench" shall mean a bench or table in a paint shop whereupon paint or lacquer materials are mixed, combined or prepared for application.

"Paint and lacquer materials" shall mean all inflammable and combustible material used in the process of painting, spraying, finishing and refinishing.

"Person" shall mean any corporation, association, syndicate, joint stock company, partnership, club, Massachusetts business or common law trust, society or individual.

"Chief" shall mean the Chief of the Division of Fire Prevention and Investigation of the Fire Department of the City and County of San Francisco.

"City Planning Commission", "Department of Electricity", "Department of Public Health", and "Tax Collector". These terms shall apply respectively to the City and County of San Francisco.

Section 2. The Chief is hereby authorized to adopt, promulgate, and enforce such rules and regulations relative to paint shops as will enable the Division of Fire Prevention and Investigation to enforce and carry out the meaning and intent of this ordinance.

Section 3. (a) No paint shop shall hereafter, from the date of passage of this ordinance, be established in any building other than a Class "A", "B", "C" or mill-constructed building as defined by the building ordinances of the City and County of San Francisco. If hereafter established in a building of Class "C" or mill construction, the ceiling shall be of not less than three-quarters ( $\frac{3}{4}$ ) inch plaster on metal lath, and the floor shall be of cement at least two (2) inches thick, or other approved fire resistive material.

(b) No paint shop shall hereafter be established in any building which is used or occupied in whole or in part as a residence, dwelling, hotel, or apartment house, as defined by the California State Housing Act; or as a hospital, theater, or place of public assemblage. "Paint shop", as defined in this ordinance, shall not apply to any building or structure, or any portion thereof, in the course of construction, alteration or repair. *Provided, however, that nothing in this section contained shall prevent the owner or occupant of any hotel or apartment house from spraying furniture, under such regulations as may be provided by the Chief when said furniture is actually used in said hotel or apartment house.*

(c) No paint shop shall be established hereafter below the level of the ground floor of any building other than of Class "A" or "B" construction.

(d) All windows in paint shops hereafter established shall be of wire glass in metal frames and sash or wooden frame and sash covered with metal, except windows facing a street or public space. The glazing of skylights shall be as approved by the Division of Fire Prevention and Investigation.

(e) Every paint shop shall have the following accommodations conveniently located to the paint shop for employees: toilet, running water for drinking purposes, and general sanitary conditions that meet the requirements of the Department of Public Health.

(f) No spraying of paint or lacquer materials shall be conducted within a paint shop except in a spray room; provided, however, the Chief may at his discretion issue a written permit to the owner or operator of a paint shop to do minor spraying within said paint shop



outside of said spray room. Said permit shall be revocable at the discretion of the Chief without the necessity of a public hearing.

(g) No open flame or spark-emitting device of any kind shall be permitted to be used in any storage room or spray room or paint shop, or in close proximity to any spraying operation. Only indirect heating systems, approved by the City and County of San Francisco, shall be used for heating purposes.

(h) Every spray room shall be equipped with fans capable of changing the air in such spray room every six (6) minutes. The number of fans, inlet and exhaust ducts required, and the location of same, shall be determined jointly by the Division of Fire Prevention and Investigation and the Department of Public Health.

(i) The construction and design of all fans and the installation of all electrical devices and appliances in paint shops and spray rooms shall be approved by the Department of Electricity.

(j) The spraying of paint or lacquer materials shall not be conducted unless the fan or fans are in operation; and said fan or fans shall continue to remain in operation until the conclusion of such spraying.

(k) The amount of paint or lacquer material stored or kept, and the manner of its storage in a spray room or storage room, shall be prescribed and approved by the Division of Fire Prevention and Investigation.

(l) A mixing bench shall be permitted in each spray room, provided that such bench shall have a working surface covered with sheet zinc or nonsparking or absorbing material. A limited amount of paint and lacquer material shall be permitted to remain on such bench for the purpose of mixing or the matching of color. Such bench shall be kept clean and free from accumulated drippings, waste paint, or lacquer. Tightly fitting metal covers shall be provided for all containers.

(m) Metal waste cans with self-closing covers shall be provided, not less than one (1) for each spray room, to accommodate rags and other waste.

(n) Signs containing the words "SMOKING STRICTLY PROHIBITED" in black letters not less than three (3) inches in height upon a white background shall be conspicuously displayed in storage and spray room.

(o) Each paint shop shall be equipped with fire extinguishers of such number and kind, and so located, as shall be determined by the Division of Fire Prevention and Investigation; but in no case shall there be less than two (2) of said fire extinguishers. At least one (1) barrel of clean dry sand containing a scoop, or at least four (4) metal buckets of clean dry sand, shall be kept on the premises at all times.

(p) Every sprayman or painter shall be provided with a mask while spraying, which mask shall be of a type approved by the Department of Public Health.

Section 4. Every spray room and storage room shall be kept free from all unnecessary combustible materials. The use of sawdust for absorbing waste material or for cleaning of floors is strictly prohibited.

Section 5. Whenever any paint or lacquer material is to be sprayed or applied to a motor vehicle, or parts thereof, the battery of said motor vehicle shall be disconnected and shall remain disconnected until such time as the room has been cleared of vapor.

Section 6. It shall be unlawful for any person to conduct, operate or maintain a paint shop as defined in this ordinance of the City and County of San Francisco without first obtaining a permit so to do as set forth in this ordinance.

Section 7. Every person desiring to establish, conduct, or operate

a paint shop in the City and County of San Francisco, shall make application for a permit so to do to the Division of Fire Prevention and Investigation on forms provided by the Division of Fire Prevention and Investigation, and shall pay to the Division of Fire Prevention and Investigation a fee of \$..... in advance to cover the cost to the City and County of San Francisco of the necessary investigations provided for in this ordinance prior to the approval or disapproval of said application.

Any person engaged in the business of conducting or operating a paint shop in the City and County of San Francisco prior to the enforcement date of this ordinance, and who desires to continue the conducting or operation of said paint shop, shall make application for a permit so to do as hereinabove provided within thirty (30) days subsequent to the effective date of this ordinance and shall pay the fee as set forth above.

This fee shall be in addition to any and all fees required to be paid by any ordinance or ordinances of the City and County of San Francisco for the erection or alteration of any such paint shop or the installation of any equipment therein.

An application for a paint shop permit shall be acted upon within ten (10) days after the filing of such application and the fee collected shall be retained by the Division of Fire Prevention and Investigation whether the permit is granted or denied or the application is withdrawn.

Section 8. Upon receipt of said application provided for in the preceding section, the Chief shall cause to be investigated the facts as set forth in the application and the premises for which the permit is requested. The Chief shall cause to be forwarded copies of said application to the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity for investigation by their respective departments as to whether the ordinances, rules, and regulations of the City and County of San Francisco, pertaining to their departments, are complied with. The City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity shall after such investigation either approve or disapprove such application and return same within seven (7) days after receipt with such endorsement thereon to the Division of Fire Prevention and Investigation. If the application is disapproved the reason or reasons for such disapproval shall be stated.

In the event that the application for a paint shop permit is disapproved, the Chief shall give the reason for such disapproval. Upon receiving such written notice from the Chief, such person shall have the opportunity of correcting such conditions in and about the premises wherein the paint shop is located and the equipment used therein as have been decided hazardous. This work shall be completed within thirty (30) days after receipt of such written notice, and if said conditions have been corrected to the satisfaction of the departments involved said permit may be issued.

Section 9. The Chief may issue a permit to said applicant, subject to the above approval of the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity as above provided, which permit shall be serially numbered and shall expire on ..... of the current fiscal year; or, in the exercise of sound discretion, he may deny said permit.

The Chief shall cause to be forwarded to the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity written notice of his granting or denial of the permit.

Section 10. When any permit is issued under the provisions of this

ordinance, the Chief shall cause said permit to be forwarded to the office of the Tax Collector for delivery to the permittee upon the payment of an annual license fee of \$..... in advance to defray the cost to the City and County of San Francisco of the necessary inspection and regulation as provided for in this ordinance.

The Tax Collector shall issue a license for each paint shop for which the fee was paid, showing thereon: (a) Name and address of the permittee. (b) Address of the paint shop. (c) Number of the permit. (d) Expiration date of the license, which date shall be the expiration date of the permit.

Any person establishing, conducting or operating a paint shop subsequent to ..... of any year shall pay one-half of the annual fee provided for that fiscal year.

Section 11. The permit and license herein provided shall not be transferable. If the paint shop is discontinued no refund shall be made.

Section 12. Application for renewal of a permit shall be made in the same manner as provided for the original application for a permit, and shall be made within thirty (30) days prior to the expiration of the current permit and shall be accompanied by a fee of \$....., which fee shall be retained by the Division of Fire Prevention and Investigation whether the permit is granted or denied or the application is withdrawn. The same procedure as set forth in Section 8 of this ordinance shall be followed.

Section 13. After written notice to the permittee and after due and proper hearing the Chief shall have the power to revoke or suspend any permit issued under the provisions of this ordinance for violation by the permittee, or by any of the permittee's servants, agents, or employees, or any of the provisions of this ordinance, or when the Chief shall determine that the permittee in the use thereof is violating or attempting to violate any ordinance, rule or regulation of the City and County of San Francisco or any department thereof; or if in the opinion of the Chief it is deemed necessary for the protection of the public.

The Chief shall cause to be forwarded to the Tax Collector, the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity written notice of any revocation, suspension, or reinstatement of any permit herein provided for.

Section 14. Every permit and license issued under the provisions of this ordinance shall be plainly posted in a conspicuous place for the public to see, on the premises for which the permit and license was issued.

Section 15. It shall be the duty of the Chief to ascertain that all of the provisions of this ordinance and any ordinances, rules or regulations of the City and County of San Francisco or any department thereof pertaining to paint shops and the equipment used therein are strictly complied with, and for that purpose the inspectors or representatives of the Division of Fire Prevention and Inspection, the Department of Public Health, and the Department of Electricity shall have access to any paint shop at any reasonable hour.

Section 16. Every person paying the fees provided for in this ordinance shall be exempt from the provisions of Ordinance No. 5132 (N. S.), Section 75, in so far as paint spraying shops are concerned, any and all ordinances, or parts thereof, in conflict with the provisions of this ordinance are hereby repealed but only to such extent as conflict may exist.

*June 5, 1939—Consideration postponed until June 12, 1939, and made a Special Order of Business at 3 P. M.*

*June 12, 1939—Consideration postponed to June 19, 1939, at 3 P. M.*

*June 19, 1939—Consideration postponed to July 10, 1939, at 2:30 P. M.*

MONDAY, JULY 10, 1939.

**SPECIAL ORDER—2:30 P. M.****Consideration Postponed**

At the request of Supervisor Uhl, consideration of the following matter *was postponed* until July 17, 1939, at 2:30 p. m.

**Supervisor Uhl's Motion to Repeal the Parking Meter Ordinance.**

Supervisor Uhl's motion to repeal the Parking Meter Ordinance was considered by the Streets Committee on Wednesday, June 28th, and is referred back to the Board with the recommendation that the Ordinance *be not repealed*.

*July 5, 1939—Consideration postponed to July 10, 1939, at 2:30 P. M.*

**SPECIAL ORDER—2:30 P. M.****Notice of Reconsideration****Opposing the Use of Calvary Cemetery Site by the Housing Authority as the Site of a Low Cost Housing Project**

(Series of 1939)

Resolution No. ...., as follows:

Whereas, The Board of Supervisors of the City and County of San Francisco has gone on record favoring the principles of slum clearance and the construction of low cost housing projects in order to properly house people included in the low income brackets, as well as giving work to our building trades mechanics and laborers, and

Whereas, The Board has no objection to the use of the land in the so-called area of sub-standard buildings or cheaper unimproved lands in the outlying portions of our City, and

Whereas, There appears to be a vast number of San Francisco residents opposed to the use of the Calvary Cemetery site for the purpose of low cost housing development; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco go on record as opposed to the use of the Calvary Cemetery site by the San Francisco Housing Authority as the site of a low cost housing project, and does hereby request said San Francisco Housing Authority and the United States Housing Authority not to select or approve said Calvary Cemetery site for a low cost housing site, and be it

Further Resolved, That a copy of this Resolution be forwarded to the San Francisco Housing Authority and to Nathan Straus of the United States Housing Authority as expressive of the sentiment of the people of the City and County of San Francisco.

Ayes: Supervisors Ratto, Roncovieri, Schmidt, Shannon, Uhl—5.

Noes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer—5.

Absent: Supervisor Brown—1.

Before the result of the foregoing vote was announced, Supervisor Uhl changed his vote from "Aye" to "No" and gave notice that he would move for reconsideration at the next meeting of the Board, at 2:30 P.M.

The vote then stood:

Ayes: Supervisors Ratto, Roncovieri, Schmidt, Shannon—4.

Noes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Uhl—6.

Absent: Supervisor Brown—1.

### Motion to Reconsider

Supervisor Uhl, seconded by Supervisor Schmidt, moved, pursuant to notice given at the meeting of July 5, 1939, that the vote whereby the foregoing resolution was refused adoption, be reconsidered.

In explaining the reasons for his motion, Supervisor Uhl stated he was not objecting to low cost housing. His objection was to spending \$17,500 per acre for land when land could be purchased for about \$2,500. Using Calvary Cemetery for a low cost housing project would have the effect of keeping from the assessment roll about \$684,000 for real estate and \$1,800,000 for improvements.

### Privilege of the Floor

On motion by Supervisor Colman, seconded by Supervisor Mead, the privilege of the floor was granted to all citizens who desired to discuss the motion, the proponents of reconsideration to be heard first; then the opponents. A limit of ten minutes for each speaker was agreed to.

### Proponents

Mr. Wesley McKenzie, representing the Central Council of Civic Clubs and Committee Opposed to Calvary Cemetery for Slum Clearing Housing Project; Mr. Harry A. Barbor, speaking as a citizen; Mr. Hugh McKevitt, Attorney, representing Apartment House Owners Association; Mr. James A. Brown, Attorney, representing Apartment House Owners Association; Mr. C. A. Christin, representing himself as a taxpayer, and Apartment House Owners and Lessees Association, addressed the Board, urging reconsideration. Subsequently during the proceedings, additional time having been allotted both sides, Mr. E. J. Carroll, representing the Apartment House Owners and Lessees, and Mr. Leonard Blackmers, representing Apartment Owners Council of San Francisco, urged reconsideration.

### Opponents

Mr. Alexander Watchman, President of San Francisco Building Trades Council and member of the Housing Authority of San Francisco, presented Mr. John Spaulding, who called on and presented the opponents to the proposed reconsideration. Dr. Langley Porter, Dean of the Medical School of the University of California; Mr. Marshall Dill, President of San Francisco Chamber of Commerce and President of San Francisco Housing Authority; Mr. David A. Ryan, Secretary of Bay District Council of Carpenters; Mr. John F. Shelly, State Senator and President of San Francisco Labor Council; Miss Elizabeth Ashe, representing Telegraph Hill Neighborhood Association; Mr. Kenneth Pinney, President Commercial Producers Club of San Francisco; Mr. Marvin E. Lewis, Attorney and an apartment house owner; Mr. James E. Ricketts, representing San Francisco Building Trades Council; Miss Sarah Jenkins, speaking for the Negro Women's Housing Council; Mrs. John Elsasser, President of San Francisco League of Women Shoppers; Mrs. Marian Schultz, of the Divisadero Housing Club; Mr. James H. Mitchell, President Northern California Chapter of the American Institute of Architects; Mr. Paul Pinskey, representing the C. I. O. opposed the motion for reconsideration.

### Communications Received

As a matter of record it is here noted that upwards of 400 postcards and eight other communications, approving the use of Calvary Cemetery site for a low cost housing project, and endorsing in its entirety the low cost housing program.

Twenty-eight communications were received, in protest to the con-



templated use of Calvary Cemetery site for a low cost housing project, and in some cases, opposing the entire low cost housing program.

Thirty-eight clippings from the Apartment Industry News and district papers, protesting the use of Calvary Cemetery site for a low cost housing project were also received.

### Matter in Hands of the Board

On motion duly made and carried, all citizens having been heard, the matter was taken into the hands of the Board.

### Discussion

Supervisor Colman, in discussing the motion for reconsideration, and in explanation of his views on low cost housing and his intended vote on the motion, stated that the Board of Supervisors had nothing to do with the selection of the sites for the various projects, and any protests thereto should, of course, go to the Housing Authority. He repeated the statement previously expressed that the Board had not relinquished control over Calvary Cemetery, again reminding the Board that before the proposed plans could be consummated, rezoning of the property from First Residential to Second Residential classification must be effected; opportunity for the airing of views before the City Planning Commission would be afforded, as well as the right of appeal to the Board of Supervisors from any decision of the City Planning Commission in the matter of rezoning. Reconsideration as requested, and adoption of the resolution under consideration, Supervisor Colman pointed out, would have no effect beyond expressing the views of the majority of the members of the Board. The entire matter would still rest, where it belongs, in the hands of the Authority, and it is before the Authority that the people should go with their protests. The Authority, he was confident, in accordance with the statement of its president, Mr. Marshall Dill, would be guided by the reasoned and well-informed majority of public opinion, and would do nothing not in the best interest of the city. In support of his views, Supervisor Colman read excerpts from an editorial in the San Francisco News, July 8, 1939, entitled "Don't Jump the Gun," and from the column of the same paper, also on July 8, 1939, "Behind the News" written by Arthur Caylor.

Supervisor Colman commented on an estimated tax loss of from \$26,000 to \$40,000 to be expected by the withholding of the Calvary Cemetery site from the Assessment Rolls, should it be approved as a site for low cost housing, and compared that loss in taxes with the far greater cost to San Francisco for the cure of disease and the restraining of crime, much of which is directly attributable to disease and crime breeding environment of slums and sub-standard dwelling conditions.

Supervisor Colman reasserted his previously stated conviction that it is an economic impossibility for private capital to build low rental dwellings which the low salaried groups of our citizens would be able to rent. Such a program as proposed must either be done by government subsidy or not done at all. Eradication of slums and improvement of housing conditions for the under privileged group of people is not a new thing. For over one hundred years, sub-standard dwellings have been one of the curses of our country, and yet nothing has ever been done about it. Now we have a real opportunity to meet the problem in an intelligent manner, at a comparatively low cost. He again called attention to sentiments expressed as "I am for low cost housing, but—" and reaffirmed his views by saying, "I am for low cost housing, no buts."

Supervisor Roncovieri, in explaining his views on the matter under consideration, said:

A number of speakers have taken the floor today, including my good



friend Mr. Colman, and made beautiful talks on the necessity of low cost housing. I heartily agree with all the arguments made in favor of low cost housing. I, too, want low cost housing, and at the same time provide a saving of \$700,000 that will go into the pockets of our mechanics for additional building construction. I take it that the expenditure of \$830,000 for an area of land which can be bought in some other equally good location for less than \$100,000 is squandering the people's money and depriving labor of over \$700,000. I want the difference between the \$830,000 that is proposed to be spent for Calvary Cemetery and \$100,000 for the same area of land elsewhere, a difference of \$730,000 to go into the pockets of our working men. Besides, this \$730,000 saved on the land will build approximately two hundred more family units for the poor people who need them most, and that, after all, is the true basis of low cost housing. Common sense tells us—get that well in your heads—that if you spend most of your money for expensive pieces of land you will have little left to spend for building construction, and labor will suffer the loss. Do you want to spend large sums of money for expensive pieces of land, or do you want to erect buildings for our underprivileged fellow citizens? That, to me, is all there is to the story, and it is my well-considered opinion that the Housing Authority should appropriate as much of its money as possible to erect buildings to properly house those of our citizens who need them most. I want it known that I have voted in favor of low cost housing from the beginning. I voted for every resolution and ordinance that created the Housing Authority, and I shall continue to fight for low cost housing to the very end. I sincerely believe in this great humanitarian movement. But I think it is wrong to spend \$830,000 for an area of land that can be bought elsewhere for less than \$100,000, thus depriving labor of over \$700,000 and also depriving our under-privileged citizens of over two hundred buildings of habitation. If the Housing Authority spends \$830,000 for an area of land, the equal of which can be purchased for \$100,000, it is wasting \$700,000 that should go into the pockets of labor, and in my opinion, is making a serious mistake. I cannot find it in my judgment to support such a waste of money. In spite of the fact that some labor leaders are opposing this resolution, I feel that it should be adopted. In voting for it I can still hold my head high, knowing that it is for the benefit of labor. In all good conscience I am going to vote for this resolution because I sincerely believe it will provide hundreds of construction jobs and put \$700,000 into the pockets of labor, and provide in addition some two hundred decent living units for our under-privileged citizens.

Supervisor McSheehy, in explaining his views on the motion for reconsideration, and on the entire subject matter under discussion, reminded the Board that it was Supervisor Roncovieri and he who represented the city at the Conference of Mayors in Washington, at which time they heard the report made by Mr. Nathan Straus. He reviewed his statement made at the previous meeting as to the allocation of funds already made for San Francisco, which, at the average nation wide rate per person of \$6.15 would allow but \$4,305,000 for San Francisco. San Francisco's allotment to date, amounting to \$6,300,000 was way over that to which we were entitled, on the basis of a population of 750,000, and he feared that if this resolution under consideration were adopted and a copy sent to Mr. Straus, in Washington, the balance of the funds earmarked for San Francisco, \$9,300,000 might be cancelled and reallocated to other communities.

Supervisor McSheehy expressed opposition to refusing the opportunity for people to live in any section of the city, and he objected, as well, to saddle the proposed low cost housing units all in any one section of the city.

In further opposition to reconsideration, Supervisor McSheehy stated he felt the Housing Authority would not be treated fairly should the

proposed reconsideration be had and the resolution adopted. Property in Calvary Cemetery, he pointed out, would cost but 39½ cents per square foot, whereas other property suggested for the construction of units would, together with the cost of improvements thereon which must be razed, cost from \$2.50 to \$3.00 per square foot.

Supervisor Brown, in expressing his opinion, announced that when the subject of low cost housing first came before the Board, and presented in accordance with certain conditions, it sounded good, and he still thought that if those conditions were lived up to, it would be good, and he felt confident that the apartment house people would not be objecting thereto. The theory of low cost housing is the elimination of slums in exchange for the building of low cost housing units. The unit elimination agreement has not yet been carried out to the extent to which it should be, and to date, no units have been eliminated directly because of the housing program, but exactly the same number of housing units would have been eliminated by the normal processes of the Department of Public Health. If the Housing Authority will make the eliminations equal to the number of new units they build, they will have a lot easier time with the Board of Supervisors. Supervisor Brown objected, also, to taking a piece of vacant property and building thereon. About the only way in which equivalent elimination could be effected would be by the simple process of building on a site formerly occupied by slums.

Supervisor Schmidt, the author of the resolution, urged the Board to keep in mind that the entire matter is a low cost housing in which the government, the people of San Francisco, and the Board of Supervisors is trying to do the greatest good for the greatest number of people, and that cannot be done if it is to be made a high cost housing project rather than a low cost one. Only by using reasonably priced land can a low cost housing project be erected. The Board of Supervisors, continued Supervisor Schmidt, has gone on record in favor of low cost housing, and has voted for Holly Park and for Potrero. At that time it was distinctly understood that the Housing Authority would appear before the Board for its approval on each project.

#### **Amendment to Resolution**

In concluding his remarks, Supervisor Schmidt requested an amendment to the resolution, by striking out the words "as expressive of the sentiment of the people" and inserting in lieu thereof the words "as expressive of the sentiment of the majority of the Board of Supervisors."

#### **Amendment Ruled Out of Order**

The Chair announced the proposed amendment to be not in order, since the question under discussion was one of reconsideration of the vote whereby the proposed resolution was refused adoption, rather than the question of the resolution itself.

#### **Motion for Reconsideration Carried**

After very brief remarks by Supervisor Uhl, maker of the motion for reconsideration, the roll was called and reconsideration had by the following vote:

Ayes—Supervisors Brown, Ratto, Roncovieri, Schmidt, Shannon, Uhl—6.

Noes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer—5.

#### **Amendment**

Thereupon, Supervisor Schmidt, seconded by Supervisor Brown, moved that the last "Resolve" in the proposed resolution, be amended by striking out the words, as previously suggested, "as expressive of the sentiment of the people" and inserting in lieu thereof the words

"as expressive of the sentiment of the majority of the Board of Supervisors."

### Objection to Amendment

Supervisor McSheehy announced that as he was opposed to the entire resolution, he would be obliged to vote against any amendment thereto. He repeated his thought that should the resolution be adopted, the result might be the cancellation of the balance of the money earmarked in Washington for low cost housing for San Francisco. However, feeling that the resolution would be adopted, he suggested the elimination of the entire last "Resolve" of the resolution, stating that since he was opposing the entire resolution, he could not, of course, offer any amendment to that effect.

### Amendment Carried

Thereupon, no motion for further amendment, as suggested by Supervisor McSheehy, being made, the roll was called and the motion by Supervisor Schmidt was carried by the following vote:

Ayes—Supervisors Brown, Ratto, Roncovieri, Schmidt, Shannon, Uhl—6.

Noes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer—5.

### Adopted

Whereupon, the roll was again called and the resolution, amended to read as follows, was adopted by the following vote:

### Opposing the Use of Calvary Cemetery Site by the Housing Authority as the Site of a Low Cost Housing Project.

(Series of 1939)

Resolution No. 405, as follows:

Whereas, The Board of Supervisors of the City and County of San Francisco has gone on record favoring the principles of slum clearance and the construction of low cost housing projects in order to properly house people included in the low income brackets, as well as giving work to our building trades mechanics and laborers; and

Whereas, The Board has no objection to the use of the land in the so-called area of sub-standard buildings or cheaper unimproved lands in the outlying portions of our City, and

Whereas, There appears to be a vast number of San Francisco residents opposed to the use of the Calvary Cemetery site for the purpose of low cost housing development; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco go on record as opposed to the use of the Calvary Cemetery site by the San Francisco Housing Authority as the site of a low cost housing project, and does hereby request said San Francisco Housing Authority and the United States Housing Authority not to select or approve said Calvary Cemetery site for a low cost housing site; and be it

Further Resolved, That a copy of this Resolution be forwarded to the San Francisco Housing Authority and to Nathan Strauss of the United States Housing Authority as expressive of the sentiment of the Board of Supervisors of the City and County of San Francisco.

Ayes—Supervisors Brown, Ratto, Roncovieri, Schmidt, Shannon, Uhl—6.

Noes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer—5.

## UNFINISHED BUSINESS

### Final Passage

The following recommendations of Finance Committee, heretofore passed for second reading, were taken up:

**Authorizing Offering for Lease of Certain Water Department Land  
Situated in the County of San Mateo.**

(Series of 1939)

Bill No. 210, Ordinance No. 212, as follows:

Authorizing offering for lease of certain Water Department land situated in the County of San Mateo.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to Section 93 of the Charter and in accordance with the recommendation of the Public Utilities Commission, the Director of Property is hereby authorized and directed to arrange for leasing to the highest responsible bidder that certain tract of land known as the "Byrnes Store Rock Quarry," situated in San Mateo County, California, and adjoining the northerly boundary of the property formerly belonging to Hester Balhaus. Being a portion of San Mateo County Parcel 31 as described in deed recorded March 3, 1930, in Volume 491, page 1, San Mateo County Records. Containing 10 acres, more or less.

Said tract of land shall be used for the purpose of quarrying rock and removing rock products therefrom.

Recommended by the Manager of Utilities.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**Authorizing the Offering for Sale of Certain Lands Along North-  
easterly Side of Alemany Boulevard Between San Jose Avenue  
and Liebig Street.**

(Series of 1939)

Bill No. 211, Ordinance No. 213, as follows:

Authorizing the offering for sale of certain lands along northeasterly side of Alemany boulevard between San Jose avenue and Liebig street.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. In accordance with the recommendation of the Department of Public Works, the Board of Supervisors hereby declare that public interest and necessity demands the sale of the following described City-owned real property situated in the City and County of San Francisco, State of California:

PARCEL 1. Commencing at the point of intersection of the proposed northerly line of Alemany boulevard and the southwesterly line of Regent street, said point being distant along said line of Regent street, 76.218 feet northwesterly from the northwesterly line of San Jose avenue; thence westerly along said proposed northerly line on the arc of a curve to the right, tangent to a line deflected 46 degrees 51 minutes 39 seconds to the left from said line of Regent street produced northwesterly, radius 905.37 feet, central angle 15 degrees 14 minutes 14 seconds a distance of 240.774 feet; thence continuing westerly along said proposed line, tangent to the preceding curve 81.310 feet to the northeasterly line of Liebig street; thence deflecting 31 degrees 37 minutes 25 seconds to the right and running northwesterly along last-mentioned line 11.33 feet to the northerly line of the property of the City and County of San Francisco acquired February 20, 1925, from the Ocean Shore Railroad Company by deed recorded April 6, 1925, in Volume 1053, page 61, Official Records of said City and

County; thence deflecting 148 degrees 24 minutes 58 seconds to the right and running easterly along last-mentioned northerly line 92.08 feet; thence continuing easterly along last-mentioned line on the arc of a curve to the left, tangent to the preceding course, radius 905.40 feet, a distance of 233.11 feet to aforesaid southwesterly line of Regent street produced northwesterly; then southeasterly along last-mentioned line 5.89 feet, more or less, to the point of commencement.

PARCEL 2. Commencing at a point on the northeasterly line of Regent street distance thereon 23.123 feet northwesterly from the northwesterly line of San Jose avenue; thence easterly along the arc of a curve to the left, tangent to a line deflected 125 degrees 49 minutes 50 seconds to the right from the northeasterly line of Regent street produced northwesterly, radius 16.503 feet, central angle 35 degrees 49 minutes 50 seconds, a distance of 10.321 feet to point of tangency with a line parallel with and 20 feet at right angles northwesterly from said northwesterly line of San Jose avenue; thence westerly on a line deflected 138 degrees 47 minutes 29 seconds to the left from the tangent to the preceding curve at said point of tangency, 12.842 feet to said northeasterly line of Regent street produced northwesterly at a point distant thereon 28.460 feet northwesterly from said northwesterly line of San Jose avenue; thence deflecting 131 degrees 12 minutes 31 seconds to the left and running southwesterly on said northeasterly line of Regent street produced, 5.337 feet to the point of commencement.

Section 2. The above described lands shall be offered for sale in accordance with the provisions of Section 92 of the Charter of the City and County of San Francisco. Said property may be sold as a whole or subdivided.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Finally passed* by the following vote:

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

#### Authorizing Supplemental Appropriation of \$2,000 for Land Purchase for the Proposed McLaren Park and Incidental Expenses.

(Series of 1939)

Bill No. 212, Ordinance No. ...., as follows:

Authorizing supplemental appropriation of \$2,000 for land purchase for the proposed McLaren Park and incidental expenses.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby appropriated and set aside the total sum of \$2,000 to Appropriation No. 712.600.03, from the following fund, for the purchase of land required for the proposed McLaren Park, and for payment of incidental expenses:

The sum of \$2,000 from Reserve for Land Purchases—Department of Public Works.

Recommended by the Park Commission.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Finally passed* by the following vote:

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.



### Finally Passed

The following recommendations of Judiciary Committee, heretofore passed for second reading were taken up:

**An Ordinance Repealing Sections 205 and 206, Chapter V, Part II, San Francisco Municipal Code, Relating to Interment of Decedents, and Sections 967 and 968, Chapter VIII, Part II, San Francisco Municipal Code, Relating to Rock-Crushing Machines.**

(Series of 1939)

Bill No. 207, Ordinance No. 209, as follows:

An ordinance repealing Sections 205 and 206, Chapter V, relating to interment of decedents, and Sections 967 and 968, Chapter VIII, Part II, San Francisco Municipal Code, relating to rock-crushing machines.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Sections 205 and 206, Chapter V, Part II, San Francisco Municipal Code, are hereby repealed.

Section 2. Sections 967 and 968, Chapter VIII, Part II, San Francisco Municipal Code, are hereby repealed.

*June 12, 1939—Consideration postponed to June 19, 1939.*

*June 19, 1939—Consideration postponed to June 26, 1939.*

*Finally passed by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**An Ordinance Adding Section 270 to Article 3, Chapter VIII, Part II of the San Francisco Municipal Code, Restoring Section Giving Definitions Concerning Bucket Shops.**

(Series of 1939)

Also, Bill No. 208, Ordinance No. 210, as follows:

An ordinance adding Section 270 to Article 3, Chapter VIII, Part II of the San Francisco Municipal Code, giving definitions concerning bucket shops.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 270 is hereby added to Article 3, Chapter VIII, Part II of the San Francisco Municipal Code, to read as follows:

**SEC. 270. Definitions in Connection With Bucket Shops.** The following words and phrases used in Sections 271 and 272, Article 3, Chapter VIII, Part II of the San Francisco Municipal Code shall unless a different meaning is plainly required by the context, have the following meanings:

"Person" shall mean an individual, corporation, partnership or association, whether acting in his, its or their own right or as the officer, agent, servant, employee, correspondent or representative of another.

"Contract" shall mean any agreement, trade, contract or transaction.

"Securities" shall mean all evidences of debt or property and options for the purchase or sale thereof, shares in any corporation or association, bonds, coupons, scrip, rights, choses in action, and other evidences of debt or property and options for the purchase or sale thereof.

"Commodities" shall mean anything movable that is bought and sold.

"Bucket Shop" shall mean any room, office, store, building or other place where any contract is made or offered to be made.



"Keeper" shall mean any person owning, keeping, managing, operating or promoting a bucket shop, or assisting to keep, manage, operate or promote a bucket shop.

"Bucketing" or "Bucket Shopping" shall mean (a) The making of or offering to make any contract respecting the purchase or sale of any securities or commodities, wherein both parties thereto intend, or such keeper intends, that such contract shall be, or may be, terminated, closed or settled according to or upon the basis of the public market quotations of prices made on any board of trade or exchange upon which said securities or commodities are dealt in and without a bona fide purchase or sale of the same; or (b) the making of or offering to make any contract respecting the purchase or sale of any securities or commodities, wherein both parties thereto intend, or such keeper intends, that such contract shall be, or may be, deemed terminated, closed or settled when such public market quotations of prices for the securities or commodities named in such contract shall reach a certain figure without a bona fide purchase or sale of the same; or (c) the making of or offering to make any contract respecting the purchase or sale of any securities or commodities, wherein both parties thereto do not intend, or such keeper does not intend, the actual or bona fide receipt or delivery of such securities or commodities, but do intend, or such keeper does intend, a settlement of such contract based upon the differences in such public market quotations of prices at which said securities or commodities are or are asserted to be bought and sold.

*June 12, 1939—Consideration postponed to June 19, 1939.*

*June 19, 1939—Consideration postponed to June 26, 1939.*

*Finally passed by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**An Ordinance Amending Sections 4 and 5 of Ordinance No. 1528 (New Series), Relating to Bucket Shops, Restating Penalty Clause.**

(Series of 1939)

Bill No. 209, Ordinance No. 211, as follows:

An ordinance amending Sections 4 and 5 of Ordinance No. 1428 (New Series), approved April 14, 1911, restating penalty clause.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 4 of Ordinance No. 1528 (New Series) is hereby amended to read as follows:

**SEC. 4. Visiting Bucket Shops, Etc., Prohibited—Penalty.** Any person who shall, within the City and County of San Francisco, enter or visit or be or remain in any room or premises or place used in whole or in part as a place for conducting or carrying on a bucket shop or bucketing or bucket shopping, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine of not less than One Hundred (\$100.00) Dollars, nor more than Five Hundred (\$500.00) Dollars, or by imprisonment in the County Jail for not less than thirty (30) days nor more than six (6) months.

Section 2. Section 5 of Ordinance No. 1528 (New Series) is hereby amended to read as follows:

**SEC. 5. Use of Premises, Etc., for Bucket Shops Prohibited—Penalty.** Any person who shall, within the City and County of San Francisco, knowingly permit any house, room, apartment, premises or place owned by him or under his charge or control, to be used in whole or in part as a place for conducting or carrying on a bucket

shop or bucketing or bucket shopping, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine of not less than One Hundred (\$100.0) Dollars nor more than Five Hundred (\$500.00) Dollars, or by imprisonment in the County Jail for not less than thirty (30) days nor more than six (6) months.

Note: In repealing Sections 1, 2 and 3 of Ordinance No. 1528 (New Series) by Bill No. 1 (Series of 1939), Ordinance No. 1 (Series of 1939), approved January 4, 1939, the penalty provisions set forth in said Section 2 should have been carried forward in Sections 4 and 5 of said Ordinance No. 1528 (New Series), which said Sections 4 and 5 now appear as Sections 271 and 272, Article 3, Chapter VIII, Part II, of the San Francisco Municipal Code, with the exact language of the penalty provisions of said Section 2 and not by reference, so as to conform to the language of said Code Sections 271 and 272.

*June 12, 1939—Consideration postponed to June 19, 1939.*

*June 19, 1939—Consideration postponed to June 26, 1939.*

*Finally passed by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

## NEW BUSINESS

### Adopted

The following recommendations of Finance Committee were taken up:

**Release of Lien Filed re Old Age Security, Mrs. Josephine Thomas.**

(Series of 1939)

Resolution No. 397, as follows:

Whereas, Notices of aid have been recorded in this County pursuant to Section 4 of the Old Age Security Act and Section 2225 of the Welfare and Institution Code; and

Whereas, The filing of such notices created a lien on the property of the recipients of such aid; and

Whereas, The recipients of such aid, on payment of the debt secured by such lien are entitled to receive a release thereof; and

Whereas, A lien has been placed by the Board of Supervisors of the City and County of San Francisco, on recommendation of the County Welfare Department, against the property described as follows:

Property of Mrs. Josephine Thomas, recorded August 10, 1936, in Book 3011, Official Records of the City and County of San Francisco, page 101.

Now, Therefore, Be It Resolved, That upon receipt of all moneys secured by said lien, David A. Barry, Clerk of the Board of Supervisors, is hereby authorized to execute and deliver on behalf of and in the name of said Board, a release of such lien.

*Adopted by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**Release of Lien Filed re Old Age Security, Mrs. Marie Columbo.**

(Series of 1939)

Resolution No. 398, as follows:

Whereas, Notices of aid have been recorded in Marin County, pur-

suant to Section 4 of the Old Age Security Act and Section 2225 of the Welfare and Institution Code; and

Whereas, The filing of such notices created a lien on the property of the recipients of such aid; and

Whereas, The recipients of such aid, on payment of the debt secured by such lien are entitled to receive a release thereof; and

Whereas, A lien has been placed by the Board of Supervisors of the City and County of San Francisco, on recommendation of the County Welfare Department, against the property described as follows:

Property of Mrs. Mary Columbo, recorded August 12, 1936, in Volume 128, Page 345, Official Records of Marin County.

Now, Therefore, Be It Resolved, That upon receipt of all moneys secured by said lien, David A. Barry, Clerk of the Board of Supervisors, is hereby authorized to execute and deliver on behalf of and in the name of said Board, a release of such lien.

*Adopted by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

#### Authorizing Lease of Certain Property for Mission Health Center.

(Series of 1939)

Resolution No. 399, as follows:

##### Authorizing Lease of Certain Property for Mission Health Center.

Resolved, In accordance with the recommendation of the Department of Public Health, that the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, as Lessee, be and are hereby authorized and directed to enter into a written lease with EDWARD S. HOGAN, as Lessor, of the premises located at 3000-3004 - 24th Street, San Francisco, California, for a period of one year beginning July 1, 1939, on a month to month basis, at a rental of \$75.00 per month, payable from such funds as may be made available for the purpose. Said premises are required for the Mission Health Center.

Approved by the Director of Property.

Form Approved by the City Attorney.

*Adopted by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

#### Right of Way Purchase—Crystal Springs Pipe Line No. 2.

(Series of 1939)

Resolution No. 400, as follows:

##### Right of Way Purchase—Crystal Springs Pipe Line No. 2.

Resolved, In accordance with the recommendation of the Public Utilities Commission, that the City and County of San Francisco, a municipal corporation, accept a deed from Consolidated Chemical Industries, Inc., a corporation, to a right of way easement over a portion of the "Partridge Partition, Visitacion Valley," San Mateo County, California, as per map thereof recorded in Liber 12 of Maps, page 76, Records of San Mateo County, required for Crystal Springs Pipe Line No. 2, and that the sum of \$1,585.61 be paid for said right of way, \$321.26 from the San Francisco Water Department Reserve for Land Purchases and the balance of \$1,264.35 from the

money on deposit with the County Clerk of San Mateo County, Superior Court Case No. 24781.

The City Attorney shall examine and approve the title to said property.

Recommended by the Manager of Utilities.

Approved by the Director of Property.

Form approved by the City Attorney.

Funds available by the Controller.

*Adopted* by the following vote:

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

#### Land Purchase—Sunset Reservoir.

(Series of 1939)

Resolution No. 401, as follows:

Land Purchase—Sunset Reservoir.

Resolved, In accordance with the recommendation of the Public Utilities Commission, that the City and County of San Francisco accept a deed from JOHN VOLZ, or the legal owner, to Lot 16, in Block 2110, San Francisco, required for the Sunset Reservoir, and that the sum of \$750.68 be paid for said lot, \$250.68 from San Francisco Water Department Land Purchase Fund, and the balance of \$500.00 from the money on deposit with the County Clerk of San Francisco, Superior Court Case No. 262443.

The City Attorney shall examine and approve the title to said property.

Approved by the Director of Property.

Form approved by the City Attorney.

Funds available by the Controller.

*Adopted* by the following vote:

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

#### Land Purchase—Municipal Railway Purposes.

(Series of 1939)

Resolution No. 402, as follows:

Land Purchase—Municipal Railway Purposes.

Resolved, in accordance with the recommendation of the Public Utilities Commission, that the City and County of San Francisco purchase from Margaret McDade and Katherine Fagothey, or the legal owners, Lot 1, Assessor's Block 3971, San Francisco, required for Municipal Railway purposes, for the sum of \$42,500.00, payable from Appropriation No. 965-500-00.

The City Attorney shall examine and approve the title to said property.

Recommended by the Manager of Utilities.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Funds available by the Controller.

*Adopted* by the following vote:

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**Land Purchases—19th Ave. Widening.**

(Series of 1939)

Resolution No. 403, as follows:

Land Purchases—19th Ave. Widening.

Resolved, in accordance with the recommendation of the Department of Public Works that the City and County of San Francisco purchase from the following named parties, or the legal owners, certain parcels of land situated in San Francisco, required for the widening of 19th Avenue, State Highway Route No. 56, and that the sums set forth below be paid for said property from Appropriation No. 951.908.57, Project No. 5-A:

Edward Bedford .....	\$2,025.00
Portion of Lot 15, Assessor's Block 2138.	
Chas. Fuller, et ux .....	\$2,025.00
Portion of Lot 16, Assessor's Block 2138.	
Walter A. Brehm, et ux .....	\$4,630.00
All of Lot 26-E, Assessor's Block 2347.	

The above amounts include damages in full to the improvements now located on the property, said improvements to be relocated by the Grantors.

Reference is hereby made to the written offers on file in the office of the Director of Property from the above named parties for particular descriptions of said parcels of land.

The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Funds available by the Controller.

*Adopted* by the following vote:

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**Passed for Second Reading****Authorizing Compromise of Claim of Jenny English.**

(Series of 1939)

Bill No. 232, Ordinance No. ...., as follows:

Be it ordained by the People of the City and County of San Francisco, as follows:

**Section 1.**

The City Attorney having recommended the settlement and compromise of the following action in the amount hereinbefore set forth, to-wit:

Action No. 283528, Superior Court, in and for the City and County of San Francisco, Jenny English, vs. City and County of San Francisco, by the payment to Jenny English of Seven Hundred and Fifty (\$750.00) Dollars.

Said City Attorney is hereby authorized, empowered and directed to compromise said action by the payment of the amount hereinbefore specified upon the execution and delivery to said City Attorney of good

and sufficient acquittances releasing the City and County of San Francisco from all liability in the aforementioned action.

Approved as to form by the City Attorney.

Funds available by the Controller.

*Passed for second reading by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**Amending Section 76, Annual Salary Ordinance, San Francisco Water Department, by Adding Item 5, Photostat Operator, at \$175, Inadvertently Omitted from Annual Salary Ordinance.**

**An "As Needed" Position.**

(Series of 1939)

Bill No. 221, Ordinance No....., as follows:

An ordinance amending Section 76 (Public Utilities Commission—San Francisco Water Department (Functional Employments as Needed) of Bill 192, Ordinance 186, by adding Item 5, 1 B327 Photostat Operator at \$175 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 76 of Bill 192, Ordinance 186 is hereby amended to read as follows:

**Section 76. PUBLIC UTILITIES COMMISSION—SAN FRANCISCO  
WATER DEPARTMENT (FUNCTIONAL EMPLOY-  
MENTS AS NEEDED). (Continued).**

Item No.	No. of Employees	Class No.	Departmental Title	Per Day	Per Month
1	3	A154	Carpenter .....	\$9.00	
2	1	A354	Painter .....	9.75	
3	1	A404	Plumber .....		\$225
4	1	A551	Apprentice .....	7.00	
5	1	B327	<b>Photostat Operator</b> .....		175
6	1	B512	General Clerk-Typist .....		155
8	1	E154	Lineman .....		200
10	1	F252	Junior Civil Engineering Draftsman.....		160
17	62	J4	Laborer .....	6.00	
18	2	J66	Garageman .....	6.50	
19	6	M54	Auto Machinst .....	9.00	
19.1	1	M104	Blacksmith's Helper .....	7.08	
20	4	M254	Machinist .....	9.00	
21	1	M266	Foreman Meter Repairs .....		200
22	1	M268	Foreman Machinist .....		285
23	2	O1	Chauffeur .....	6.50	
24	1	O1	Chauffeur .....	7.50	
25	1	O116	Teamster .....	6.50	
26	2	U104	Leadman .....	6.00	
27	3	U108	Compressor Operator .....	7.50	
28	13	U112	Pipe Caulker .....	7.50	
29	5	U114	Main Pipe Foreman.....	7.75	
30	15	U116	Service Man .....	7.50	
31	1	U116	Service Man .....	7.75	
32	1	U136	General Foreman Service Meters .....		300
33	1	U140	General Foreman Main Pipes .....		325
34	10	U206	Water Department Worker .....	6.00	
35	2	U214	Pump Operator .....	6.00	
36	1	U226	General Maintenance Foreman .....		200



Section 76. **PUBLIC UTILITIES COMMISSION—SAN FRANCISCO  
WATER DEPARTMENT (FUNCTIONAL EMPLOY-  
MENTS AS NEEDED).** (Continued).

Item No.	No. of Employees	Class No.	Departmental Title	Per Day	Per Month
37	1	U227	General Maintenance Foreman (Less House) .....		210
38	3	U230	Maintenance Foreman .....		200
39	1	F202	Inspector of Public Works Construction .....		175
40	1	F202	Inspector of Public Works Construction .....		200

Approved by the Civil Service Commission.

*July 5, 1939—Continued to July 10, 1939.*

*Passed for second reading by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

The following recommendation of the Streets Committee was taken up:

**Ordering the Improvement of the Easterly One-Half of 38th  
Avenue Between Lawton Street and Moraga Street.**

(Series of 1939)

Bill No. 233, Ordinance No. ...., as follows:

Ordering the Performance of Certain Street Work to Be Done in the City and County of San Francisco, Approving and Adopting Specifications Therefor, Describing and Approving the Assessment District, and Authorizing the Director of Public Works to Enter Into Contract for Doing the Same.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors, June 19, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of portions of Thirty-eighth Avenue (easterly one-half) between Lawton Street and Moraga Street, by grading to official line and subgrade, and by the construction of the following items:

Item No.                      Item

1. Asphaltic concrete-rock sub-base pavement, consisting of a 6-

inch compacted rock sub-base, a 4-inch asphaltic concrete base, and a 2-inch asphaltic concrete wearing surface.

2. Unarmored concrete curb.
3. 6-inch vitrified clay pipe side-sewers.
4. Water services.

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated and numbered respectively as:

Block 1906, Lots 19, 20, 22, 23, 24, 25, 26, 27, 28 and 31A.

all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above mentioned improvement.

*Passed for second reading by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**Memorializing President, Senate and House to remove Federal prison on Alcatraz Island, and to replace same with statue of "PACIFICA."**

Supervisor McSheehy presented Resolution No....., as follows:

(Series of 1939)

Whereas, The Golden Gate and San Francisco Bay are famed throughout the world as forming one of the greatest and most beautiful natural harbors in the world and a haven to travelers, a port to world commerce and the Western Gateway to this land of abundance, democracy, freedom and peace; and

Whereas, At the Eastern Gateway to our nation, in New York Harbor, the Statue of Liberty stands as a fitting tribute to our ideal of freedom and an example to the oppressed of other lands; and

Whereas, At the Western Gateway in San Francisco Harbor our nation displays no symbol of any ideal but instead maintains on Alcatraz Island a desecration and a symbol to crime and stern punishment in the form of a Federal prison; and

Whereas, Peace is another great ideal to which we aspire for ourselves and all the world and it is most fitting that this be symbolized at this Western Gateway; therefore, be it

Resolved, That this Board of Supervisors of the City and County of San Francisco, memorialize The President of the United States and The Congress to replace the Federal prison on Alcatraz Island in San Francisco Bay with a great statue of Pacifica, as a symbol of Peace, and that in anticipation of this magnificent objective, the United States Government immediately take steps to remove the Federal prison from this great Western Gateway; and be it

Further Resolved, That copies of this resolution be sent to The President of the United States, to our representatives in the United States Senate and House of Congress, and to the Press.

Referred to Public Buildings, Lands and City Planning Committee.

**Protesting Enactment of Legislation Calling for a Monthly Minimum of 130 Hours on W. P. A. Projects.**

(Series of 1939)

Supervisors Mead, McGowan and McSheehy presented Resolution No. .... as follows:

Whereas, The WPA was set up by the Congress of the United States

to the end that people who were unable to find gainful employment in the industry, might be employed in a gainful manner and thereby be given an opportunity to earn a subsistence wage; and

Whereas, It was declared by Congress and the Works Progress Administration that it was not their intent or desire to in any way interfere with or endanger the wages for various crafts of work which had been set by collective bargaining and were recognized as the prevailing wage in each of the innumerable districts throughout the country; and

Whereas, Organized Labor evidenced a desire to further this program by doing everything humanly possible to supply experienced craftsmen wherever needed by the WPA, thereby cooperating with the Federal Government's effort to relieve the misery and want in which a great number of the people in this country found themselves; and

Whereas, The present Congress of the United States has recently enacted new legislation calling for a minimum of 130 hours per month on WPA Projects, thereby breaking down all of the prevailing wage standards paid on such Projects and extending the hours worked without upward revision of the total monthly amount to be earned; and

Whereas, This policy is in direct conflict with the previously announced policy of the Federal Government and the Works Progress Administration, and can terminate in only one result—i. e., a general breaking down of wage scales and hourly conditions for men employed in this type of work, not only on the WPA but eventually in private employment, especially as applied to members of the Building Trades Crafts; now, therefore, be it

Resolved, That the San Francisco Board of Supervisors in meeting assembled on this the 10th day of July, 1939, does emphatically protest the enactment of this Legislation to the end that the former recognition of the prevailing wage scales shall be reinstated even to the extent of insisting that new Legislation correcting this wrong be immediately introduced and pursued to passage before adjournment of Congress; and be it

Further Resolved, That copies of this resolution be forwarded to the President of the United States, United States Senators Hiram Johnson and Sheridan Downey, Congressmen Franck R. Havenner and Richard Welch and the National Administrator of the Works Progress Administration.

#### **Commending Officer Ray Stone**

Supervisor Ratto presented Resolution No. 396, as follows:

(Series of 1939)

Whereas, Officer Ray Stone, Star 85, of the San Francisco Police Department, detailed to the mounted patrol at the Ocean Beach, has, in the course of his official duties, rendered valorous and heroic service to San Francisco and its people through his rescue of several persons from the waters of the Pacific Ocean, the latest of such incidents involving his successful effort to save the life of Gordon Jackson, a schoolboy, who was at the point of drowning, and

Whereas, Such brave and gallant conduct on the part of Officer Stone is worthy of official recognition and highest commendation; now, therefore, be it

Resolved, That this Board of Supervisors, acting on behalf of the people of the City and County of San Francisco, does hereby express the highest approbation for the conduct of Officer Stone in his perilous duties and wishes him continued success in his already noteworthy career, and be it

Further Resolved, That a copy of this resolution be sent to Officer Stone.

*Adopted by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**Mayor to Appoint Committee for Observance of Armistice Day**  
Supervisor Schmidt presented Resolution No. 404, as follows:

(Series of 1939)

Resolved, His Honor the Mayor be and he is hereby requested to appoint a suitable Citizens Committee for the proper observance of Armistice Day, November 11, 1939.

*Adopted by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**In Memoriam, Emmet Seawell, Associate Justice of Superior Court,  
State of California.**

Supervisor Shannon presented Resolution No. 395, as follows:

Whereas, The Honorable Emmet Seawell, Associate Justice of the Supreme Court of the State of California, after a distinguished and honorable career, has been summoned before the Supreme Judge of all; and

Whereas, As Superior Judge of Sonoma County for twenty years prior to his elevation to the Supreme Bench in 1922, and as Justice of the Supreme Court, up to the time of his death, Judge Seawell, by his indomitable courage and understanding, his intelligent and humane conduct of office, won the admiration and respect of all our people; and

Whereas, The passing of the Honorable Emmet Seawell, Associate Justice of the Supreme Court, is a distinct loss to the State of California, and his distinguished and lovable character will be long mourned by his many, many friends and associates; now, therefore, be it

Resolved, That when this Board of Supervisors adjourns today, it does so out of respect to the revered memory of the late Associate Justice Emmet Seawell, and that a copy of the foregoing resolution be sent by the Clerk to the bereaved family of the late Honorable Emmet Seawell.

*Unanimously adopted by rising vote.*

**Requesting the Mayor to Negotiate with Traffic Engineers re  
Furnishing Transportation Plan for San Francisco.**

Supervisor Uhl presented Resolution No. ...., as follows:

(Series of 1939)

Whereas, The problem of transportation and traffic is daily becoming more acute, due to the visitors to the Exposition, large numbers of Delegates attending Conventions and the extensive home building program under way throughout our City, and

Whereas, It is essential that action be taken to provide adequate modern transportation to insure the proper growth and future prosperity of our City, and

Whereas, Numerous surveys have been made at a tremendous cost to the taxpayers of San Francisco, notably the McClintock report upon which no action has been taken and which contains some valuable

recommendations which should be studied and adopted at the earliest possible moment, and

Whereas, The proposed employment of Mr. Chas. Purcell on a part time basis, as advocated by the Mayor, is declared to be "*quite impracticable and therefore inadvisable*" in the opinion of Frank W. Clark, State Director of Public Works, and

Whereas, The money has been appropriated for the purpose of getting technical advice on our Transportation and Traffic Problem, and many valuable suggestions are being held in abeyance pending the expected survey, and

Whereas, San Francisco is in need of aggressive, intelligent traffic planning at once to provide rapid transit and relief to our citizens who are taxpayers and who are clamoring for adequate transportation to their homes, and

Whereas, Bus transportation will provide rapid transit and promote the development of our City, and the private company is now demonstrating this by adding buses to their system as rapidly as possible; now, therefore, be it

Resolved, That this Board of Supervisors request the Mayor to immediately negotiate with Traffic Engineers of proven ability on what terms they will furnish a Transportation Plan, so that immediate attention may be given the problem of transportation and traffic in this City; and, be it

Further Resolved, That the Mayor be requested to submit to this Board of Supervisors information as to the cost and time required by Traffic Engineers to properly recommend a plan of action to provide modern, rapid and adequate transportation for San Francisco, taking into consideration the proper system to be extended into San Mateo County and the Peninsula.

Referred to Public Utilities Committee.

### Lombard Street Widening

In reply to question by Supervisor Brown, as to the present status of Lombard Street widening, Supervisor Ratto, Chairman of the Streets Committee, explained that because of so many urgent improvements needed, and on account of shortage of funds the widening of Lombard Street could not go forward this year. Funston Avenue Approach to the Golden Gate Bridge, alone, has taken funds that would have enabled the improvement of many streets.

Supervisor Brown, in reply thereto, stated that it was his understanding that there would be sufficient funds to purchase rights of way on the first three blocks of Lombard Street, costing about \$100,000, and that the work could be done by WPA labor. The condition was serious, he stated, due to the increased traffic over the bridge.

### Negotiations re Franchise for Distribution of Gas and Electricity by Pacific Gas and Electric Company

President Shannon announced that the Joint Committee on Finance and Public Utilities had held conferences with representatives of the Pacific Gas and Electric Company regarding franchise, and amount to be paid therefor and for the use of streets for distribution of gas and electricity for other than lighting purposes. Further conferences were contemplated, and it was hoped a settlement could be agreed on and payment could be received from the Company prior to the fixing of the tax rate for the current fiscal year.

MONDAY, JULY 10, 1939.

**Appointment of Committee to Attend the Salinas Rodeo.**

President Warren Shannon announced that pursuant to the provisions of Resolution No. 145, he had appointed Supervisors McGowan, Mead, Ratto and himself to represent the Board at the Salinas Rodeo, to be held July 13 to 16, 1939.

**Recess**

There being no further business, the Board, at the hour of 6:40 P. M. recessed, to reconvene on Tuesday, July 11, 1939, at 10 A. M. to sit as a Board of Equalization.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors July 24, 1939.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,  
Clerk of the Board of Supervisors,  
City and County of San Francisco.



Monday, July 17, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco





# JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

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MONDAY, JULY 17, 1939, 2 P. M.

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In Board of Supervisors, San Francisco, Monday, July 17, 1939, 2 P. M.

The Board of Supervisors met in regular session.

## CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

Quorum present.

President Warren Shannon presiding.

Supervisor Schmidt excused.

## APPROVAL OF JOURNAL

The Journal of Proceedings of the meeting of July 5, 1939, was considered read and approved.

## SPECIAL ORDER—2:30 P. M.

The following matter, presented by the Fire, Safety and Police Committee without recommendation, was taken up:

### An Ordinance Providing for the Inspection and Regulation of Paint and Lacquer Spraying Shops.

(Series of 1939)

Bill No. ...., Ordinance No. ...., as follows:

Providing for the inspection and regulation of paint and lacquer spraying shops in the City and County of San Francisco; defining certain terms used in this ordinance; authorizing the Chief of the Division of Fire Prevention and Investigation of the Fire Department of the City and County of San Francisco to adopt, promulgate, and enforce rules and regulations governing such inspection; providing for the issuance of permits by the Chief of the Division of Fire Prevention and Investigation, subject to the prior approval of the City Planning Commission, the Chief of the Department of Electricity, and the Director of Public Health, to conduct such paint and lacquer spraying shop; providing for the payment and collection of fees to defray the cost of such inspection; repealing conflicting ordinances; and providing penalties for the violation of this ordinance.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. As used in this ordinance, the following words shall have the following respective meanings:

"Paint shop" shall mean a shop where the spraying of paint or lacquer materials is permanently established on the premises.

"Spray room" shall mean a room or booth or any division of a paint shop separated from the remainder of the paint shop by fire-resistant materials approved by the Division of Fire Prevention and Investigation.

"Storage room" shall mean any room or compartment in a paint shop wherein any paint or lacquer materials of a combustible nature are regularly stored or kept.

"Mixing bench" shall mean a bench or table in a paint shop whereupon paint or lacquer materials are mixed, combined or prepared for application.

"Paint and lacquer materials" shall mean all inflammable and combustible material used in the process of painting, spraying, finishing and refinishing.

"Person" shall mean any corporation, association, syndicate, joint stock company, partnership, club, Massachusetts business or common law trust, society or individual.

"Chief" shall mean the Chief of the Division of Fire Prevention and Investigation of the Fire Department of the City and County of San Francisco.

"City Planning Commission", "Department of Electricity", "Department of Public Health", and "Tax Collector". These terms shall apply respectively to the City and County of San Francisco.

Section 2. The Chief is hereby authorized to adopt, promulgate, and enforce such rules and regulations relative to paint shops as will enable the Division of Fire Prevention and Investigation to enforce and carry out the meaning and intent of this ordinance.

Section 3. (a) No paint shop shall hereafter, from the date of passage of this ordinance, be established in any building other than a Class "A", "B", "C" or mill-constructed building as defined by the building ordinances of the City and County of San Francisco. If hereafter established in a building of Class "C" or mill construction, the ceiling shall be of not less than three-quarters ( $\frac{3}{4}$ ) inch plaster on metal lath, and the floor shall be of cement at least two (2) inches thick, or other approved fire resistive material.

(b) No paint shop shall hereafter be established in any building which is used or occupied in whole or in part as a residence, dwelling, hotel, or apartment house, as defined by the California State Housing Act; or as a hospital, theater, or place of public assemblage. "Paint shop", as defined in this ordinance, shall not apply to any building or structure, or any portion thereof, in the course of construction, alteration or repair. *Provided, however, that nothing in this section contained shall prevent the owner or occupant of any hotel or apartment house from spraying furniture, under such regulations as may be provided by the Chief when said furniture is actually used in said hotel or apartment house.*

(c) No paint shop shall be established hereafter below the level of the ground floor of any building other than of Class "A" or "B" construction.

(d) All windows in paint shops hereafter established shall be of wire glass in metal frames and sash or wooden frame and sash covered with metal, except windows facing a street or public space. The glazing of skylights shall be as approved by the Division of Fire Prevention and Investigation.

(e) Every paint shop shall have the following accommodations conveniently located to the paint shop for employees: toilet, running

water for drinking purposes, and general sanitary conditions that meet the requirements of the Department of Public Health.

(f) No spraying of paint or lacquer materials shall be conducted within a paint shop except in a spray room; provided, however, the Chief may at his discretion issue a written permit to the owner or operator of a paint shop to do minor spraying within said paint shop outside of said spray room. Said permit shall be revocable at the discretion of the Chief without the necessity of a public hearing.

(g) No open flame or spark-emitting device of any kind shall be permitted to be used in any storage room or spray room or paint shop, or in close proximity to any spraying operation. Only indirect heating systems, approved by the City and County of San Francisco, shall be used for heating purposes.

(h) Every spray room shall be equipped with fans capable of changing the air in such spray room every six (6) minutes. The number of fans, inlet and exhaust ducts required, and the location of same, shall be determined jointly by the Division of Fire Prevention and Investigation and the Department of Public Health.

(i) The construction and design of all fans and the installation of all electrical devices and appliances in paint shops and spray rooms shall be approved by the Department of Electricity.

(j) The spraying of paint or lacquer materials shall not be conducted unless the fan or fans are in operation; and said fan or fans shall continue to remain in operation until the conclusion of such spraying.

(k) The amount of paint or lacquer material stored or kept, and the manner of its storage in a spray room or storage room, shall be prescribed and approved by the Division of Fire Prevention and Investigation.

(l) A mixing bench shall be permitted in each spray room, provided that such bench shall have a working surface covered with sheet zinc or nonsparking or absorbing material. A limited amount of paint and lacquer material shall be permitted to remain on such bench for the purpose of mixing or the matching of color. Such bench shall be kept clean and free from accumulated drippings, waste paint, or lacquer. Tightly fitting metal covers shall be provided for all containers.

(m) Metal waste cans with self-closing covers shall be provided, not less than one (1) for each spray room, to accommodate rags and other waste.

(n) Signs containing the words "SMOKING STRICTLY PROHIBITED" in black letters not less than three (3) inches in height upon a white background shall be conspicuously displayed in storage and spray room.

(o) Each paint shop shall be equipped with fire extinguishers of such number and kind, and so located, as shall be determined by the Division of Fire Prevention and Investigation; but in no case shall there be less than two (2) of said fire extinguishers. At least one (1) barrel of clean dry sand containing a scoop, or at least four (4) metal buckets of clean dry sand, shall be kept on the premises at all times.

(p) Every sprayman or painter shall be provided with a mask while spraying, which mask shall be of a type approved by the Department of Public Health.

Section 4. Every spray room and storage room shall be kept free from all unnecessary combustible materials. The use of sawdust for absorbing waste material or for cleaning of floors is strictly prohibited.

Section 5. Whenever any paint or lacquer material is to be sprayed or applied to a motor vehicle, or parts thereof, the battery of said motor vehicle shall be disconnected and shall remain disconnected until such time as the room has been cleared of vapor.

Section 6. It shall be unlawful for any person to conduct, operate or maintain a paint shop as defined in this ordinance of the City and County of San Francisco without first obtaining a permit so to do as set forth in this ordinance.

Section 7. Every person desiring to establish, conduct, or operate a paint shop in the City and County of San Francisco, shall make application for a permit so to do to the Division of Fire Prevention and Investigation on forms provided by the Division of Fire Prevention and Investigation, and shall pay to the Division of Fire Prevention and Investigation a fee of \$12.84 in advance to cover the cost to the City and County of San Francisco of the necessary investigations provided for in this ordinance prior to the approval or disapproval of said application.

Any person engaged in the business of conducting or operating a paint shop in the City and County of San Francisco prior to the enforcement date of this ordinance, and who desires to continue the conducting or operation of said paint shop, shall make application for a permit so to do as hereinabove provided within thirty (30) days subsequent to the effective date of this ordinance and shall pay the fee as set forth above.

This fee shall be in addition to any and all fees required to be paid by any ordinance or ordinances of the City and County of San Francisco for the erection or alteration of any such paint shop or the installation of any equipment therein.

An application for a paint shop permit shall be acted upon within ten (10) days after the filing of such application and the fee collected shall be retained by the Division of Fire Prevention and Investigation whether the permit is granted or denied or the application is withdrawn.

Section 8. Upon receipt of said application provided for in the preceding section, the Chief shall cause to be investigated the facts as set forth in the application and the premises for which the permit is requested. The Chief shall cause to be forwarded copies of said application to the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity for investigation by their respective departments as to whether the ordinances, rules, and regulations of the City and County of San Francisco, pertaining to their departments, are complied with. The City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity shall after such investigation either approve or disapprove such application and return same within seven (7) days after receipt with such endorsement thereon to the Division of Fire Prevention and Investigation. If the application is disapproved the reason or reasons for such disapproval shall be stated.

In the event that the application for a paint shop permit is disapproved, the Chief shall give the reason for such disapproval. Upon receiving such written notice from the Chief, such person shall have the opportunity of correcting such conditions in and about the premises wherein the paint shop is located and the equipment used therein as have been decided hazardous. This work shall be completed within thirty (30) days after receipt of such written notice, and if said conditions have been corrected to the satisfaction of the departments involved said permit may be issued.

Section 9. The Chief may issue a permit to said applicant, subject to the above approval of the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity as above provided, which permit shall be serially numbered and shall expire on June 30 of the current fiscal year; or, in the exercise of sound discretion, he may deny said permit.



The Chief shall cause to be forwarded to the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity written notice of his granting or denial of the permit.

Section 10. When any permit is issued under the provisions of this ordinance, the Chief shall cause said permit to be forwarded to the office of the Tax Collector for delivery to the permittee upon the payment of an annual license fee of \$8.51 in advance to defray the cost to the City and County of San Francisco of the necessary inspection and regulation as provided for in this ordinance.

The Tax Collector shall issue a license for each paint shop for which the fee was paid, showing thereon: (a) Name and address of the permittee. (b) Address of the paint shop. (c) Number of the permit. (d) Expiration date of the license, which date shall be the expiration date of the permit.

Any person establishing, conducting or operating a paint shop subsequent to January 1 of any year shall pay one-half of the annual fee provided for that fiscal year.

Section 11. The permit and license herein provided shall not be transferable. If the paint shop is discontinued no refund shall be made.

Section 12. Application for renewal of a permit shall be made in the same manner as provided for the original application for a permit, and shall be made within thirty (30) days prior to the expiration of the current permit and shall be accompanied by a fee of \$1.50, which fee shall be retained by the Division of Fire Prevention and Investigation whether the permit is granted or denied or the application is withdrawn. The same procedure as set forth in Section 8 of this ordinance shall be followed.

Section 13. After written notice to the permittee and after due and proper hearing the Chief shall have the power to revoke or suspend any permit issued under the provisions of this ordinance for violation by the permittee, or by any of the permittee's servants, agents, or employees, or any of the provisions of this ordinance, or when the Chief shall determine that the permittee in the use thereof is violating or attempting to violate any ordinance, rule or regulation of the City and County of San Francisco or any department thereof; or if in the opinion of the Chief it is deemed necessary for the protection of the public.

The Chief shall cause to be forwarded to the Tax Collector, the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity written notice of any revocation, suspension, or reinstatement of any permit herein provided for.

Section 14. Every permit and license issued under the provisions of this ordinance shall be plainly posted in a conspicuous place for the public to see, on the premises for which the permit and license was issued.

Section 15. It shall be the duty of the Chief to ascertain that all of the provisions of this ordinance and any ordinances, rules or regulations of the City and County of San Francisco or any department thereof pertaining to paint shops and the equipment used therein are strictly complied with, and for that purpose the inspectors or representatives of the Division of Fire Prevention and Inspection, the Department of Public Health, and the Department of Electricity shall have access to any paint shop at any reasonable hour.

Section 16. Every person paying the fees provided for in this ordinance shall be exempt from the provisions of Ordinance No. 5132 (N. S.), Section 75, in so far as paint spraying shops are concerned, any and all ordinances, or parts thereof, in conflict with the provisions of this ordinance are hereby repealed but only to such extent as conflict may exist.

*June 5, 1939—Consideration postponed until June 12, 1939, and made a Special Order of Business at 3 P. M.*

*June 12, 1939—Consideration postponed to June 19, 1939, at 3 P. M.*

*June 19, 1939—Consideration postponed to July 10, 1939, at 2:30 P. M.*

*July 10, 1939—Consideration postponed to July 17, 1939, at 2:30 P. M.*

### Committee of the Whole

On motion by Supervisor McGowan, seconded by Supervisor Mead, the Board resolved itself into a Committee of the Whole.

Supervisor Uhl moved that President Shannon preside as chairman of the Committee of the Whole.

No objection and so ordered.

### Privilege of the Floor

On motion by Supervisor Ratto, the privilege of the floor was granted citizens interested in the proposed ordinance, fifteen minutes' time to be allowed to each side, the proponents and the opponents.

Mr. Al Brandhofer, representing the Automotive Maintenance and Garagemen's Association, and Mr. Frank Kelly, Chief of the Division of Fire Prevention and Investigation, Fire Department, urged the approval of the foregoing Bill.

Captain Gleason, representing the Pacific American Steamship Association, Associated Home Builders, General Contractors and other organizations, objected to the ordinance, holding it not to be really necessary but rather a deterrent to business, suggested the ordinance be tabled. Mr. George M. Yesson, representing the sign industry, protested the approval of the ordinance.

### Committee of the Whole Rises and Reports

Supervisor Ratto, seconded by Supervisor Uhl, moved the Committee of the Whole rise and report to the Board.

No objection and so ordered.

### Reconvening as Board of Supervisors

On motion by Supervisor Uhl, the Board reconvened, as a Board of Supervisors.

### Continuance for Two Weeks

Supervisor McSheehy thereupon moved that the entire matter be continued for two weeks and made a special order of business on July 31, 1939, at 2:30 P. M.

### Objections to Continuance

Supervisor McGowan objected to the continuance of consideration of the proposed Paint Spray Ordinance, stating that the ordinance had been under consideration for more than two years, and he felt nothing could be gained by further delay.

Supervisor Mead expressed agreement with the statement just made by Supervisor McGowan.

### Roll Call on Motion for Continuance

Thereupon the roll was called and further consideration of the Paint Spray Ordinance *was postponed* until July 31, 1939, and made a special order of business at 2:30 P. M., by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Ratto, Roncovieri, Shannon, Uhl—7.

Noes: Supervisors McGowan, Mead—2.

Absent: Supervisors Meyer, Schmidt—2.

**SPECIAL ORDER—2:30 P. M.****Supervisor Uhl's Motion to Repeal the Parking Meter Ordinance.**

Supervisor Uhl's motion to repeal the Parking Meter Ordinance was considered by the Streets Committee on Wednesday, June 28th, and is referred back to the Board with the recommendation that the Ordinance be not repealed.

*July 5, 1939—Consideration postponed to July 10, 1939, at 2:30 P. M.*

*July 10, 1939—Consideration postponed to July 17, 1939, at 2:30 P. M.*

**Consideration Postponed**

Consideration of Supervisor Uhl's motion to repeal the Parking Meter Ordinance, and the Street Committee's recommendation thereon that the ordinance be not repealed, was, at the request of Supervisor Ratto, postponed until August 7, 1939, and made a special order of business at 2:30 P. M. Supervisor Ratto requested this postponement in order that the Board might have the benefit of report by the City Engineer on his investigations in eastern cities where such parking meters are in use.

**UNFINISHED BUSINESS****Final Passage**

The following recommendations of Finance Committee heretofore passed for second reading were taken up:

**Amending Section 21, Annual Salary Ordinance, de Young Memorial Museum, by changing Class Titles: Item 5, from Museum Instructor to Museum Instructor (Curator of Painting); Item 17, from Head Caretaker to Keeper of California Documents.**

(Series of 1939)

Bill No. 219, Ordinance No. 215, as follows:

An ordinance amending Section 21 (M. H. de Young Memorial Museum) of Bill 192, Ordinance 186, by changing the class title under Item 5 from 1 Museum Instructor at \$150 to 1 Museum Instructor (Curator of Painting) at \$150 and by changing the class title under Item 17 from 1 Head Caretaker at \$115 to 1 Keeper of California Documents at \$115.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 21 of Bill 192, Ordinance 186, is hereby amended to read as follows:

**Section 21. M. H. de YOUNG MEMORIAL MUSEUM:**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1		Director .....	\$ 591.66
2	1		Supervisor of Exhibits.....	200
3	1		Recorder .....	175
4	1		Secretary to Director .....	175
5	1		<b>Museum Instructor (Curator of Painting)</b> .....	150
6	1		Museum Instructor .....	175
7	1		Museum Instructor and Special Expert (Curator of Decorative Arts).....	150
8	1		Assistant Museum Instructor .....	125
9	1		Stenographer-Bookkeeper .....	135
10	1		Head Gallery Man .....	200
11	1		Labeller .....	140

Section 21. **M. H. de YOUNG MEMORIAL MUSEUM** (Continued)

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
12	1		Clerk .....	125
13	1		Mechanic .....	190
14	1		Assistant Mechanic .....	140
15	1		Janitor .....	130
16	1		Assistant Janitor .....	125
17	1		<b>Keeper of California Documents</b> .....	115
18	1		Checker .....	110
19	3		Caretaker .....	110
20	1		Secretary Board of Trustees.....	240
21	4		Gallery Man .....	125
22	4		Gallery Man .....	130
23	3		Gallery Man .....	135
24	1		Watchman (Special Police Officer).....	135
24.1	3		Watchman (Special Police Officers).....	125
25	1		Curator of Prints .....	125
26	1		Assistant Head Gallery Man .....	135
27	1		Expert Repairman .....	140
28	1		Utility Man .....	135
28.1	1		Installation Man .....	150
29	1		Installation Man .....	140
30	1		Lecturer, \$10 a Sunday.....	
31	1		Photographer .....	125
32	1		Restorer .....	150

Approved by Civil Service Commission.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

**Amending Section 46, Bureau of Engineering, Annual Salary Ordinance, to Reflect Reclassification Item 41 from General Clerk-Typist to General Clerk-Stenographer. Same Salary.**

(Series of 1939)

Bill No. 220, Ordinance No. 216, as follows:

An ordinance amending Section 46 (Department of Public Works—Bureau of Engineering—Employments Predicated on Revenue and Bond Issue Moneys) of Bill 192, Ordinance 186, by changing the class number and class title under Item 41 from 1 B512 General Clerk-Typist at \$155. to 1 B408 General Clerk-Stenographer at \$155.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 46 of Bill 192, Ordinance 186, is hereby amended to read as follows:

**Section 46. DEPARTMENT OF PUBLIC WORKS—**

**BUREAU OF ENGINEERING** (Continued)

**EMPLOYMENTS PREDICATED ON REVENUE AND BOND  
ISSUE MONEYS**

The following positions are in interdepartmental service and predicated on bond issues and the occupants have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
36	1	B222	General Clerk .....	\$ 155
37	1	B325	Blue Printer .....	215
38	1	B327	Photostat Operator .....	225
39	1	B332	Photographer .....	265
40	1	B408	General Clerk-Stenographer .....	175
41	1	B408	<b>General Clerk-Stenographer</b> .....	155
41.1	1	B512	General Clerk-Typist .....	150
42	5	F204	Civil Engineering Inspector .....	250
43	26	F204	Civil Engineering Inspector .....	225
44	1	F206	Senior Civil Engineering Inspector.....	275
45	1	F206	Senior Civil Engineering Inspector.....	250
46	1	F208	Chief Civil Engineering Inspector, Minor..	300
47	1	F210	Chief Civil Engineering Inspector, Major..	400
49	5	F252	Junior Civil Engineering Draftsman .....	160
50	1	F254	Civil Engineering Draftsman .....	250
52	7	F254	Civil Engineering Draftsman .....	200
53	5	F258	Senior Civil Engineering Draftsman.....	250
54	3	F260	Civil Engineering Designer .....	300
55	1	F260	Civil Engineering Designer .....	250
56	1	F262	Sanitary Engineering Designer .....	250
57	1	F262	Sanitary Engineering Designer .....	300
58	1	F354	Electrical Engineering Designer .....	250
58.1	1	F356	Electrical Engineering Inspector .....	225
59	4	F452	Mechanical Draftsman .....	200
60	1	F452	Mechanical Draftsman .....	225
61	6	F454	Mechanical Engineering Designer .....	250
62	1	F460	Assistant Mechanical Engineer .....	250
63	2	F552	Structural Draftsman .....	200
65	6	F604	Surveyor's Field Assistant .....	225
65.1	3	F604	Surveyor's Field Assistant .....	175
66	2	F610	Surveyor .....	250
66.1	1	F664	Traffic Engineer .....	300
67	1	L114	Engineering Chemist .....	225
69		A106	Building Inspector .....	225
71		F102	Architectural Draftsman .....	200
72		F106	Architectural Designer .....	250
73		F108	Architect .....	300
74		F352	Electrical Draftsman .....	200
75		F360	Assistant Electrical Engineer .....	250
76		F362	Electrical Engineer .....	300
77		F401	Junior Hydraulic Engineer .....	160
78		F404	Hydraulic Engineering Designer .....	250
79		F406	Assistant Hydraulic Engineer .....	250
80		F408	Hydraulic Engineer .....	300
81		F462	Mechanical Engineer .....	300
82		F554	Structural Engineer Designer .....	275
83		F558	Structural Engineer .....	275
84		B210	Office Assistant .....	85
85		B4	Bookkeeper .....	175
86		C152	Watchman .....	145
88		F351	Junior Electrical Engineer .....	160
91		M256	Mechanical Inspector .....	225
92		J4	Laborer at \$6 per day .....	
95		M252	Machinist's Helper at \$7.08 per day .....	
96		M254	Machinist at \$9 per day .....	
97		O152	Engineer of Hoisting and Portable En- gines at \$11.40 per day .....	

Approved by Civil Service Commission.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

**Amending Section 83, Annual Salary Ordinance, Board of Education, (Non-Certificated Employees) to Reflect Reclassification Item 213 from General Clerk to General Clerk-Typist, at Same Salary.**

(Series of 1939)

Bill No. 222, Ordinance No. 217, as follows:

An ordinance amending Section 83 (Board of Education—Non-Certificated Employees, 1939-1940) of Bill 192, Ordinance 186, by changing the class number and class title under Item 213 from B222 General Clerk at \$155. to B512 General Clerk-Typist at \$155.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 83 of Bill 192, Ordinance 186, is hereby amended to read as follows:

**Section 83. BOARD OF EDUCATION—  
NON-CERTIFICATED EMPLOYEES, 1939-1940**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
200	1	A6	Superintendent of Maintenance and Repairs .....	\$ 375
201	3	A154	Carpenter at \$9 per day .....	
202	1	A162	Foreman Carpenter at \$10 per day .....	
203	3	A354	Painter at \$9.75 per day .....	
204	1	B6	Senior Bookkeeper .....	235
205		B6	Senior Bookkeeper .....	190
206	1	B9	Supervisor of Financial Reports, Board of Education .....	210
207	1	B14	Senior Accountant .....	375
208		B14	Senior Accountant .....	275
209	1	B58	Secretary Board of Education (exempt) .....	425
210	1	B180	Administrative Assistant .....	350
211	2	B210	Office Assistant .....	85
213	1	B512	<b>General Clerk-Typist</b> .....	155
214	1	B222	General Clerk .....	190
215	1	B222	General Clerk .....	175
216	1	B228	Senior Clerk .....	200
217	2	B308	Key Drive Calculating Machine Operator .....	175
218	1	B308	Key Drive Calculating Machine Operator .....	160
219		B308	Key Drive Calculating Machine Operators as needed at .....	140
220	1	B311	Bookkeeping Machine Operator .....	175
221	1	B354	General Storekeeper .....	230
222	1	B380	Armorer, R. O. T. C. (part time) .....	75
223	3	B408	General Clerk-Stenographer .....	215
224	60	B408	General Clerk-Stenographer .....	175
225	8	B408	General Clerk-Stenographer .....	170
226	4	B408	General Clerk-Stenographer .....	150
227	1	B408	General Clerk-Stenographer .....	150
228	2	B408	General Clerk-Stenographer .....	140
229	1	B408	General Clerk-Stenographer (part time) at \$4.20 per evening .....	
230	1	B408	General Clerk-Stenographer (part time) at \$3.30 per evening .....	
231	7	B408	General Clerk-Stenographer (part time) at \$3.00 per evening .....	



Section 83. **BOARD OF EDUCATION—**  
**NON-CERTIFICATED EMPLOYEES, 1939-1940**  
(Continued)

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
232	24	B408	General Clerk-Stenographer at \$6.00 per day .....	
233	1	B412	Senior Clerk-Stenographer .....	215
234	2	B412	Senior Clerk-Stenographer .....	200
235	1	B412	Senior Clerk-Stenographer .....	190
237	1	B454	Telephone Operator .....	175
238	1	B454	Telephone Operator .....	150
239		B454	Telephone Operators (part time) for relief when needed at \$2 per day.....	
240	1	B512	General Clerk-Typist .....	215
241	1	B512	General Clerk-Typist .....	190
242	5	B512	General Clerk-Typist .....	175
243	1	B512	General Clerk-Typist .....	170
244	1	B512	General Clerk-Typist .....	150
244.1	1	B512	General Clerk-Typist .....	140
245	86	C102	Janitress .....	140
246	16	C102	Janitress .....	130
246.1		C102	Substitute Janitresses at rate of \$130 per month shall be paid at rate of \$6.00 per day for actual days served .....	
247	133	C104	Janitor .....	155
248	30	C104	Janitor .....	145
249	1	C104	Janitor (part time) .....	16
250	1	C104	Janitor (part time) .....	10
251	28	C105	Special Janitor .....	162.50
252	2	C105	Special Janitor .....	152.50
253	15	C107	Working Foreman Janitor .....	185
254	1	C107	Working Foreman Janitor .....	175
255	1	C107	Working Foreman Janitor .....	165
256	1	C112	Supervisor School Janitors .....	275
257	1	I12	Cook .....	140
258	1	I12	Cook .....	130
259	1	I12	Cook (part time) .....	75
260	2	I2	Kitchen Helper (part time) .....	75
261	11	J78	Stockman .....	200
262	3	J78	Stockman .....	170
263	1	J78	Stockman .....	160
264	1	J80	Foreman Stockman .....	210
265	1	O2	Chauffeur .....	215
266	1	O104	Moving Picture Operator .....	200
267	2	O122	Window Shade Worker .....	200
268	12	O168	Engineer Stationary Steam Engines.....	220
269		O168	Engineer Stationary Steam Engines (part time relief) .....	125
270		O168	Engineer Stationary Steam Engines (\$3 per evening as required) .....	
271	1	O172	Chief Engineer Stationary Steam Engines .....	310
272	1	O61	Foreman Gardener .....	200
273	5	O58	Gardeners .....	155
274	6	O58	Gardeners .....	135
275			Referees and Umpires, \$1 to \$3 per game as needed.	
276			Temporary clerical employment and other help as needed at rates fixed in salary ordinance.	
277			Temporary evening school clerks as needed at \$3 per evening.	

**TRUCK RENTAL—CONTRACTUAL**

278

Trucks over 2500 lbs. and not over 4500  
lbs. at rate of \$265.00 per month for  
not more than 23 days per month.

Approved by the Civil Service Commission.

*Finally passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead,  
Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

**Final Passage**

The following recommendations of the Street Committee, heretofore  
passed for second reading, were taken up:

**Establishing Grades on Oneida Avenue from Cayuga Avenue to  
a Point 223 Feet Easterly Therefrom.**

(Series of 1939)

Bill No. 223, Ordinance No. 218, as follows:

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The grades on Oneida Avenue, from Cayuga Avenue to a point 223 feet easterly therefrom, are hereby established at points hereinafter named and at heights above City base as hereinafter stated, in accordance with the recommendation of the Department of Public Works, filed in this office May 17, 1939.

<b>Oneida Avenue:</b>	<b>Feet</b>
223 feet easterly from Cayuga Avenue.....	147.23
Cayuga Avenue .....	145

(The same being the present official grade)

On Oneida Avenue between Cayuga Avenue and a line at right angles to the southerly line of, 223 feet easterly from Cayuga Avenue, be established to conform to true gradients between the grade elevations above given therefor.

*Finally passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead,  
Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

**Ordering the Improvement of the East ½ of Douglas Street Between 27th and Duncan Streets, and Other Locations, by the Construction of Sidewalks.**

(Series of 1939)

Bill No. 224, Ordinance No. 219, as follows:

Ordering the Performance of Certain Street Work to Be Done in the City and County of San Francisco, Approving and Adopting Specifications Therefor, Describing and Approving the Assessment District, and Authorizing the Director of Public Works to Enter Into Contract for Doing the Same.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors May 2, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improve-

ment Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in three (3) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of

Douglass Street (E $\frac{1}{2}$ ) between 27th and Duncan Streets.

Fortieth Avenue (W $\frac{1}{2}$ ) between Judah Street and 450' south.

Irving Street (S $\frac{1}{2}$ ) between 57'6" and 107'6" east of 32nd Avenue.

Kirkham Street (N $\frac{1}{2}$ ) between 34th and 35th Avenues.

Kirkham Street (S $\frac{1}{2}$ ) between 32'6" and 82'6" east of 45th Avenue.

Kirkham Street (S $\frac{1}{2}$ ) between 48th Avenue and Great Highway.

Lawton Street (S $\frac{1}{2}$ ) between 12th Avenue and 82'6" west.

Lawton Street (N $\frac{1}{2}$ ) between 32nd and 33rd Avenues.

Ocean Avenue (N $\frac{1}{2}$ ) between 24th Avenue and 100' west.

Twenty-Fourth Avenue (W $\frac{1}{2}$ ) between 125' and 250' south of Rivera Street.

Twenty-Fourth Avenue (W $\frac{1}{2}$ ) between 125' and 175' north of Santiago Street.

Twenty-Fourth Avenue (W $\frac{1}{2}$ ) between Ocean Avenue and 40' north.

Twenty-Seventh Street (N $\frac{1}{2}$ ) between Diamond Street and 80' west.

Twenty-Seventh Street (N $\frac{1}{2}$ ) between 240' and 320' west of Diamond Street.

Twenty-Eighth Avenue (E $\frac{1}{2}$ ) between Rivera Street and 25' north.

Twenty-Eighth Avenue (E $\frac{1}{2}$ ) between Rivera and Santiago Streets.

Thirty-First Avenue (W $\frac{1}{2}$ ) between 250' and 325' south of Ulloa Street.

Thirty-Fourth Avenue (E $\frac{1}{2}$ ) between Santiago Street and 175' north.

Thirty-Fourth Avenue (E $\frac{1}{2}$ ) between Ulloa Street and 100' south.

Thirty-Fourth Avenue (E $\frac{1}{2}$ ) between 300' and 325' south of Ulloa Street.

Thirty-Fifth Avenue (W $\frac{1}{2}$ ) between 300' and 400' north of Rivera Street.

Thirty-Fifth Avenue (E $\frac{1}{2}$ ) between Rivera Street and 175' south.

Thirty-Fifth Avenue (W $\frac{1}{2}$ ) between Santiago Street and 425' north.

Thirty-Sixth Avenue (E $\frac{1}{2}$ ) between Santiago Street and 400' north.  
by the construction of two-course concrete sidewalks, six (6) feet in width, where concrete sidewalks, six (6) feet or more in width, are not already constructed;  
and the improvement of

Bay Street (N $\frac{1}{2}$ ) between 137'6" and 275' west of Taylor Street.

Bay Street (S $\frac{1}{2}$ ) between 70' and 110' east of Leavenworth Street.

Bush Street (S $\frac{1}{2}$ ) between Taylor Street and 62'6" east.

California Street (S $\frac{1}{2}$ ) between 30th Avenue and 95' east.

Chenery Street ( $W\frac{1}{2}$ ) between Fairmont Street and 26'6" north.  
Church Street ( $W\frac{1}{2}$ ) between 220' and 260' south of 22nd Street.  
Duncan Street ( $S\frac{1}{2}$ ) between Guerrero Street and San Jose Avenue.  
Guerrero Street ( $E\frac{1}{2}$ ) between 23rd Street and 114' north.  
Guerrero Street ( $E\frac{1}{2}$ ) between Duncan and 28th Streets.

Geary Boulevard ( $S\frac{1}{2}$ ) between 150' and 345.55' west of Stanyan Street.

La Playa ( $E\frac{1}{2}$ ) between Irving Street and 100' south.

Octavia Street ( $W\frac{1}{2}$ ) between 75' and 100' south of Green Street.

Page Street ( $N\frac{1}{2}$ ) between 56'3" and 81'3" east of Clayton Street.

San Carlos Avenue ( $E\frac{1}{2}$ ) between 111' and 136' north of 20th Street.

San Jose Avenue ( $W\frac{1}{2}$ ) between Duncan and 28th Streets.

Tehama Street ( $NW\frac{1}{2}$ ) between Fifth Street and 75' southwest.

Tehama Street ( $NW\frac{1}{2}$ ) between Sixth Street and 100' northeast.

Twenty-third Street ( $N\frac{1}{2}$ ) between 225' and 250' west of Hoffman Avenue.

Twenty-Eighth Street ( $N\frac{1}{2}$ ) between Guerrero Street and San Jose Avenue.

Van Ness Avenue ( $W\frac{1}{2}$ ) between 90' and 175' north of Union Street.

Webster Street ( $W\frac{1}{2}$ ) between 68' and 95' south of O'Farrell Street.  
by the construction or reconstruction of two-course concrete sidewalks of the full official width where concrete or bituminous rock sidewalks are defective or not already constructed to the official grade; and the improvement of

Forty-Second Avenue ( $W\frac{1}{2}$ ) between Irving Street and 25' north.

Forty-Second Avenue ( $W\frac{1}{2}$ ) between Irving Street and 100' north.

Forty-Third Avenue ( $W\frac{1}{2}$ ) between Kirkham Street and 25' north.

Forty-Fourth Avenue ( $W\frac{1}{2}$ ) between Judah Street and 25' north.

Forty-Eighth Avenue ( $E\frac{1}{2}$ ) between 225' and 450' south of Moraga Street.

Irving Street ( $S\frac{1}{2}$ ) between 42nd Avenue and 32'6" west.

Josiah Avenue ( $SE\frac{1}{2}$ ) between 150' and 250' southwest of Lakeview Avenue.

Judah Street ( $S\frac{1}{2}$ ) between 32'6" and 132'6" west of 40th Avenue.

Monterey Boulevard ( $S\frac{1}{2}$ ) between Baden Street and 50' west.

Monterey Boulevard ( $S\frac{1}{2}$ ) between 225' and 375' west of Baden Street.

Monterey Boulevard ( $S\frac{1}{2}$ ) between 50' and 75' east of Detroit Street.

Monterey Boulevard ( $S\frac{1}{2}$ ) between 150' and 200' west of Genesee Street.

Twenty-First Avenue ( $E\frac{1}{2}$ ) between 150' and 200' north of Quintara Street.

Twenty-Fifth Street ( $N\frac{1}{2}$ ) between Dolores Street and 114' west.  
by the construction or reconstruction of two-course concrete sidewalks six (6) feet in width where concrete or bituminous rock sidewalks are defective or not already constructed to the official grade.

Within the exterior boundary of all those certain lots delineated, designated and numbered respectively as:

Block 1786, Lot 30;

Block 1813, Lots 1, 2, 4, 5, 6, 9, 11, 12, 13, 14, 15;

Block 1819, Lots 17A, 20, 21, 22;

Block 1878, Lots 2K, 2L, 2M, 2N;

Block 1890, Lots 37, 37A;

Block 1894, Lots 1, 40, 41, 42, 43, 44;  
Block 1931, Lots 1, 36;  
Block 2182, Lots 5, 6.  
Block 2190, Lot 4;  
Block 2314, Lots 7, 8, 9, 10, 11, 12;  
Block 2314, Lots 15, 16, 17, 21, 22B, 23, 26, 27, 28;  
Block 2315, Lots 1, 17, 18;  
Block 2316, Lots 2J, 12, 13, 14;  
Block 2322, Lots 14, 15, 16, 16A, 17, 17A, 18, 19, 20, 21, 27, 28;  
Block 2325, Lots 6, 7, 8, 9, 10, 18, 19;  
Block 2432, Lot 2;  
Block 2434, Lots 31, 40;  
Block 6583, Lots 3, 10;  
Block 6588, Lots 8A, 8C, 8D, 8E, 9;  
Block 7208, Lot 6A.  
Block 29, Lots 3, 3A;  
Block 44, Lot 11;  
Block 283, Lot 13;  
Block 527, Lots 4, 5, 6;  
Block 554, Lot 3;  
Block 725, Lot 3;  
Block 1084, Lot 3;  
Block 1224, Lot 17;  
Block 1404, Lot 45;  
Block 1803, Lot 1A;  
Block 2801, Lot 14;  
Block 3596, Lot 17A;  
Block 3628, Lot 8;  
Block 3634, Lot 13;  
Block 3732, Lots 5, 122;  
Block 6598, Lots 1, 1A;  
Block 6663, Lot 7.  
Block 1708, Lot 19;  
Block 1797, Lot 1;  
Block 1799, Lot 17;  
Block 1810, Lot 19;  
Block 1813, Lots 47, 49, 50;  
Block 2002, Lots 27, 28, 29, 30, 31, 32, 33, 34, 35;  
Block 2140, Lots 15B, 15E;  
Block 3114, Lots 42, 43;  
Block 3118, Lot 30;  
Block 6535, Lot 9;  
Block 6771, Lots 1, 37, 38, 39, 40, 41, 42, 50;  
Block 7059, Lots 21, 24.

all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above mentioned improvement.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

**Ordering the Improvement of 46th Avenue Between Ulloa Street  
and Vicente Street.**

(Series of 1939)

Bill No. 225, Ordinance No. 220, as follows:

Ordering the Performance of Certain Street Work to Be Done in the City and County of San Francisco, Approving and Adopting Specifications Therefor, Describing and Approving the Assessment District, and Authorizing the Director of Public Works to Enter Into Contract for Doing the Same.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors June 13, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of Forty-Sixth Avenue, between Ulloa Street and Vicente Street, excluding the paved area occupied by the existing street railway tracks; by grading to official line and subgrade and by the construction of the following items:

Item No.	Item
1.	Unarmored concrete curb.
2.	Combined concrete curb and gutter.
3.	Asphalt-concrete pavement, consisting of a 6-inch Class "F" concrete base and a 2-inch asphaltic concrete wearing surface.
4.	Brick catchbasin, complete.
5.	10-inch vitrified clay pipe culvert, in place.
6.	Brick manholes, complete.
7.	8-inch vitrified clay pipe sewer, in place.
8.	8-inch x 6-inch vitrified clay pipe Y-branches, in place.
9.	6-inch vitrified clay pipe side sewers, in place.
10.	Water main.
11.	Water services.

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated and numbered respectively as:

Block 2446, Lots 3 and 4; and

Block 2447; Lots 1 and 2;

all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of



the City and County of San Francisco current at the time of the inception of the proceedings for the above mentioned improvement.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

**Ordering the Improvement of Portions of Brussels Street Between  
Mansell Street and Ordway Street.**

(Series of 1939)

Bill No. 226, Ordinance No. 221, as follows:

Ordering the Performance of Certain Street Work to Be Done in the City and County of San Francisco, Approving and Adopting Specifications Therefor, Describing and Approving the Assessment District, and Authorizing the Director of Public Works to Enter Into Contract for Doing the Same.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors June 13, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of portions of: Brussels Street, between Mansell Street and Ordway Street; by grading to official line and grade under the following items:

Item No.	Item
----------	------

1. Grading (excavation).
2. Grading (embankment).

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated and numbered respectively as:

Block 6158, Lots 9 and 15; and

Block 6159, Lots 5, 6, 7, 8 and 9;

all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above mentioned improvement.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

**Ordering the Improvement of Moraga Street Between 37th and  
39th Avenues.**  
(Series of 1939)

Bill No. 227, Ordinance No. 222, as follows:

Ordering the Performance of Certain Street Work to Be Done in the City and County of San Francisco, Approving and Adopting Specifications Therefor, Describing and Approving the Assessment District, and Authorizing the Director of Public Works to Enter Into Contract for Doing the Same.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors May 23, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The construction of a sewer and appurtenances in Moraga Street between Thirty-seventh Avenue and Thirty-ninth Avenue, with the construction of the following items:

- | Item No. | Item   |
|----------|--|
| 1.       | 18-inch vitrified clay pipe sewer, in place.               |
| 2.       | 18-inch x 6-inch vitrified clay pipe Y-branches, in place. |
| 3.       | 8-inch vitrified clay pipe sewers, in place.               |
| 4.       | Brick manhole, complete.                                   |

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated designated and numbered respectively as:

Block 1905, Lot 1;

Block 1906, Lots 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and 26;

Block 2011, Lots 1, 2, 2A, 3 and 13, and

Block 2012, Lots 1, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47 and 48;

all being designated on the maps and books of the Assessor of the City and County of San Francisco and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above mentioned improvement.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

**Ordering the Improvement of 39th Avenue Between Lawton and Moraga Streets; Moraga Street Between 39th and 40th Avenues, Including the Crossing of 39th Avenue and Moraga Street.**

(Series of 1939)

Bill No. 228, Ordinance No. 223, as follows:

Ordering the Performance of Certain Street Work to Be Done in the City and County of San Francisco, Approving and Adopting Specifications Therefor, Describing and Approving the Assessment District, and Authorizing the Director of Public Works to Enter Into Contract for Doing the Same.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors May 16, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of: Thirty-ninth Avenue, between Lawton and Moraga Streets; Moraga Street, between Thirty-ninth and Fortieth Avenues; including the crossing of Thirty-ninth Avenue and Moraga Street; by grading to official line and subgrade and by the construction of the following items:

Item No.

Item

1. Grading (excavation)
2. Grading (embankment)
3. Asphaltic concrete-rock sub-base pavement, consisting of a 6-inch compacted rock sub-base, a 4-inch asphaltic concrete base and a 2-inch asphaltic concrete wearing surface
4. Unarmored concrete curb
5. 21-inch vitrified clay pipe sewer, in place
6. 21-inch x 6-inch vitrified clay pipe Y-branches, in place
7. 18-inch vitrified clay pipe sewer, in place
8. 8-inch vitrified clay pipe sewer, in place
9. 8-inch x 6-inch vitrified clay pipe Y-branches, in place
10. Brick manholes, complete
11. Brick catchbasins, complete
12. 10-inch vitrified clay pipe culvert, in place
13. Two-course concrete sidewalk
14. 6-inch vitrified clay pipe side-sewers, in place
15. Water main

## 16. Water services

Within the exterior boundary of all those certain lots delineated, designated and numbered respectively as:

Block 1904, Lot 1;

Block 1905, Lot 1;

Block 2010, Lot 1, and

Block 2011, Lots 10, 11, 12 and 13;

all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above mentioned improvement.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

**Changing Sidewalk Widths on 19th Avenue Between Lincoln Way  
and Junipero Serra Boulevard.**

(Series of 1939)

Bill No. 229, Ordinance No. 224, as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by amending Section Two Hundred and Twenty-Two (222) thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office May 17, 1939, by amending Section Two Hundred and Twenty-two (222) thereof to read as follows:

Section 222:

The width of sidewalks on 19th Avenue between Lincoln Way and Ulloa Street shall be 9 feet 6 inches;

The width of sidewalks on 19th Avenue, the westerly side of, between Ulloa and Wawona Streets shall be abolished;

The width of sidewalks on 19th Avenue, the easterly side of, between Ulloa and Wawona Streets shall be 9 feet 6 inches;

The width of sidewalks on 19th Avenue between Wawona Street and Sloat Boulevard shall be 9 feet 6 inches;

The width of sidewalks on 19th Avenue between Sloat and Junipero Serra Boulevards shall be 10 feet.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

**Accepting the Roadway of Foote Avenue Between Alemany Boulevard and Huron Avenue.**

(Series of 1939)

Bill No. 230, Ordinance No. 225, as follows:

Providing for Acceptance of the Roadway of Foote Avenue Between Alemany Boulevard and Huron Avenue, Including the Curbs.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby accepted by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Foote Avenue between Alemany Boulevard and Huron Avenue, including the curbs.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

**Accepting the Roadway of Madison Street Between Silver Avenue  
and Athens Street.  
(Series of 1939)**

Bill No. 231, Ordinance No. 226, as follows:

Providing for Acceptance of the Roadway of Madison Street Between Silver Avenue and Athens Street, including the curbs.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby accepted by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Madison Street between Silver Avenue and Athens Street, including the curbs.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

**NEW BUSINESS  
Adopted**

The following recommendations of Finance Committee were taken up:

**Refunds of Erroneous Payments of Taxes  
(Series of 1939)**

Resolution No. 406, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes, to-wit:

From duplicate tax fund—Appropriation 905.

1. L. F. Sutton, per Vol. 5, Page 64, Line 14, Unsecured Personal Property, "The Fashion, Geo. & L. F. Sutton," Fiscal Year 1938 .....\$ 4.18
2. Northern Counties Title Insurance Co., per Vol. 27, Bill 930, Lot 17, Block 4094-4137, 2nd Installment, Fiscal Year 1938 ..... 7.78

3. Bank of America, NT&SA, per Vol. 35, Bill 1334A, Lot 12, Block 5904, \$8.68; per Vol. 43, Bill 1153, Lot 10-11, Block 7036, \$4.24; per Vol. 38, Bill 626, Lot 2, Block 6342, \$30.30; per Vol. 38, Bill 627, Lot 3, Block 6342, \$14.14; per Vol. 21, Bill 1054, Lot 72, Block 3011, \$90.09; per Vol. 44, Bill 1569, Lot 11, Block 7151, \$3.03; all 2nd Installment, Fiscal Year 1938 ..... 150.48

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

### Land Purchases—19th Avenue Widening

(Series of 1939)

Resolution No. 407, as follows:

Land purchases—19th Avenue Widening.

Resolved, In accordance with the recommendation of the Department of Public Works, that the City and County of San Francisco purchase from the following named parties, or the legal owners, certain land situated in San Francisco, California, required for the widening of 19th Avenue, State Highway, Route No. 56, and that the sum set forth below be paid for said property from Appropriation No. 951.908.57, Project No. 5-A:

GUS BUCHTEN, et ux.....\$5,250.00

All of Lot 26-F,

Assessor's Block 2347.

Reference is hereby made to the written offer on file in the office of the Director of Property from the above named parties for a particular description of said parcel of land.

The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Funds available by the Controller.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

### Land Purchase—19th Avenue Widening

(Series of 1939)

Resolution No. 408, as follows: .....

Land purchase—19th Avenue widening.

Resolved, In accordance with the recommendation of the Department of Public Works that the City and County of San Francisco, a municipal corporation, purchase from HUGO D. NEWHOUSE and ARTHUR A. NEWHOUSE, or the legal owners, Lots 5E, 5F, 5H and 6B, Assessor's Block 2331, San Francisco, required for the widening of 19th Avenue, State Highway Route No. 56, and that the sum of \$20,000.00 be paid for said property from Appropriation No. 951.908.57.

As a further consideration, Hugo D. Newhouse and Arthur A. Newhouse shall receive a deed from the City and County of San Francisco



to all of its right, title and interest in and to Lot 2C, Assessor's Block 2331, San Francisco, California, more particularly described as follows:

Commencing at a point on the southerly line of Rivera Street, distant thereon 110 feet easterly from the easterly line of 19th Avenue; running thence easterly and along said line of Rivera Street 10 feet; thence at a right angle southerly 82 feet; thence at a right angle westerly 10 feet; thence at a right angle northerly 82 feet to the point of commencement. Being part of Outside Land Block No. 1104.

The Mayor and the Clerk of the Board of Supervisors are hereby authorized and directed to execute said deed in behalf of the City and County of San Francisco, a municipal corporation.

The City Attorney shall examine and approve the title to said lots to be acquired by the City.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Funds available by the Controller.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

#### Passed for Second Reading

The following recommendation of the Finance Committee was taken up:

Appropriating \$300,000 from 1938 Airport Bond Fund for land purchase and improvements at San Francisco Airport from July 1, 1939, to December 31, 1939.

(Series of 1939)

Bill No. 234, Ordinance No....., as follows:

Authorizing an appropriation of \$300,000 out of the 1938 Airport Bond Fund to the credit of Appropriation Numbers 99.900.64, 99.901.57/1, 99.912.00, 99.916.00, 99.919.00, for the purpose of providing funds to purchase land and make improvements at the San Francisco Airport for the period from July 1, 1939, to December 31, 1939.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$300,000 is hereby appropriated out of the 1938 Airport Bond Fund to the credit of Appropriations hereinbelow listed for the purpose of providing funds to purchase land and make improvements at the San Francisco Airport as provided in Ordinance No. 15.0512 for the period July 1, 1939, to December 31, 1939.

#### Appropriations

99.900.64	Equipment Purchases .....	\$ 15,000
99.901.57/1	Land Purchase from Mills Estate.....	105,000
99.912.00	Seaplane Harbor and Canal.....	137,000
99.916.00	Runways, Field and Grounds.....	35,000
	Roads .....	\$10,000
	Field Drainage Sys. incl. Plant.....	25,000
99.919.00	Utility Service Extensions.....	8,000
		<hr/>
		\$300,000

Approved by the Public Utilities Commission Resolution No. 3297.

Approved as to form by the City Attorney.

Recommended by the Manager of Utilities.

Bond fund resources available by the Controller.

Approved by the Mayor.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

#### Adopted

#### Authorizing Lease of Class Room at 58 Sutter Street for Junior College (Series of 1939)

Resolution No. 409, as follows:

Authorizing lease of class room at 58 Sutter Street for Junior College.

Resolved, In accordance with the recommendation of the Board of Education, that the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, and the Board of Education, as Lessees, be and are hereby authorized and directed to enter into a lease with the San Francisco Chapter of the American Institute of Banking, as Lessor, of six class rooms on the second floor of the Holbrook Building at 58 Sutter Street, San Francisco, required for the Junior College. The lease shall be for a period from September 1, 1939, to June 7, 1940, at a rental of \$240.00 per month, payable from such funds as may be appropriated by this Board.

Recommended by the Board of Education

Approved by the Director of Property.

Approved as to form by the City Attorney

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

#### Authorizing Lease of Class Rooms at 445 Sutter Street for Junior College (Series of 1939)

Resolution No. 410, as follows:

Authorizing lease of class rooms at 445 Sutter Street for Junior College.

Resolved, In accordance with the recommendation of the Board of Education, that the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, and the Board of Education, as Lessees, be and are hereby authorized and directed to enter into a lease with the Pacific Gas and Electric Company, as Lessor, of three class rooms on the seventh floor in the building at 445 Sutter Street, San Francisco, required for Junior College. The lease shall be for one year beginning July 1, 1939, at a rental of \$75.00 per month, payable from such funds as may be appropriated by this Board.

Recommended by the Board of Education.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

### Passed for Second Reading

The following recommendations of the Finance Committee were taken up:

**Amendment to Section 54a, Annual Salary Ordinance by Increasing Number of Market Inspectors, Item 24, from 6 to 7, and Decreasing Number of Abattoir Inspectors, Item 26, from 8 to 7. Same Salaries.**

(Series of 1939)

Bill No. 235, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 54a (Department of Public Health, Central Office)—Meat Inspection by increasing the number of employees under Item 24 from 6 to 7, N56 Market Inspector at \$200, and by decreasing the number of employees under Item 26 from 8 to 7, N60 Abattoir Inspector at \$200.

Be it ordained by the People of the City and County of San Francisco, as follows:

Bill 192, Ordinance 186, Section 54a is hereby amended to read as follows:

### Section 54a. DEPARTMENT OF PUBLIC HEALTH— CENTRAL OFFICE STATISTICS (Continued)

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
17	1	B222	General Clerk .....	\$ 190
18	1	B222	General Clerk .....	185
19	1	B228	Senior Clerk .....	190
20	2	B238	Hospital Statistician .....	190
21	1	B408	General Clerk-Stenographer .....	190
22	1	B408	General Clerk-Stenographer .....	125
<b>MEAT INSPECTION</b>				
23	8	N56	Market Inspector .....	175
24	7	N56	<b>Market Inspector</b> .....	200
25	1	N58	Chief Market Inspector .....	225
26	7	N60	<b>Abattoir Inspector</b> .....	200
27	2	N62	Veterinarian .....	201
28	7	N62	Veterinarian .....	200
28.1	1	N63	Chief Abattoir Inspector .....	201
<b>COMMUNICABLE DISEASES</b>				
29	2	B408	General Clerk-Stenographer .....	125
29.1	3	B408	General Clerk-Stenographer (part time) .....	79.50
30	3	J74	Rat Catcher .....	115
30.1	3	J74	Rat Catcher .....	110
31	4	L370	Epidermiologist (part time) .....	225
32	1	L371	Director, Bureau of Communicable Diseases (part time) .....	350
33	1	P60	Supervising Nurse, Bureau of Communi- cable Diseases .....	165

## SYPHILIS UNIT

34	1	B408	General Clerk-Stenographer .....	125
35	1	P102	Registered Nurse .....	135
36	1	L360	Physician .....	150

## CLINICS

## Diagnostic Center

37	2	L360	Physician (part time) .....	150
38	1	L364	Pediatrician (part time) .....	100
39	1	P52	Field Nurse .....	165

## Howard Street Venereal Disease Clinic

39.1	1	L360	Physician .....	325
39.2	2	L360	Physician (part time) .....	150
39.3	1	P102	Registered Nurse .....	135
39.4	1	P52	Field Nurse .....	165
39.5	1	B408	General Clerk-Stenographer .....	155
39.6	1	I116	Orderly .....	85

## Bureau of Mental Hygiene

40	1	B408	General Clerk-Stenographer (part time) .....	75
41	1	L404	Psychologist .....	175
42	4	L404	Psychologist .....	150
43	1	L404	Psychologist (part time) .....	75
44	1	L408	Psychiatrist (part time) .....	200
45	1	L408	Psychiatrist (part time) .....	150

## BACTERIOLOGICAL LABORATORY

46	1	B222	General Clerk .....	190
47	1	C102	Janitress .....	75
47.1	1	I204	Porter .....	90
48	1	L52	Bacteriological Laboratory Technician (part time) .....	79.50
49	2	L52	Bacteriological Laboratory Technician ....	125
50	1	L56	Bacteriologist .....	225
51	3	L56	Bacteriologist .....	175
52	1	L58	Director of Laboratories .....	275
53	1	L60	Bacteriological Milk Inspector .....	250
54	1	L64	Consultant, Bacteriologist (part time) ....	75

Approved by Civil Service Commission.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

Amending Section 66, Annual Salary Ordinance, by Changing Titles of Director, County Welfare Bureau, to Social Service Director, and Director of Indigent Relief to Social Service Director, at Same Salaries.

(Series of 1939)

Bill No. 236, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 66, (Public Welfare Department) by changing the class title and corresponding number under Item 26, from 1—T162 Director, County Welfare Bureau at \$300, to T156 Social Service Director at \$300, and by changing the class title and corresponding number under item 28 from T166 Director of Indigent Relief at \$250 to T156 Social Service Director at \$250.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Section 66, Ordinance 186, is hereby amended to read as follows:

### PUBLIC WELFARE DEPARTMENT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	2	B4	Bookkeeper .....	\$ 175
2	1	B14	Senior Accountant .....	275
3	1	B210	Office Assistant .....	85
4	7	B222	General Clerk .....	150
5	1	B228	Senior Clerk .....	200
6	1	B239	Statistician .....	180
7	48	B408	General Clerk-Stenographer .....	150
8	1	B408	General Clerk-Stenographer .....	160
9	1	B408	General Clerk-Stenographer .....	175
10	1	B408	General Clerk-Stenographer .....	185
11	2	B412	Senior Clerk-Stenographer .....	175
12	2	B454	Telephone Operator .....	150
13	1	B510	Braille Typist .....	150
14	23	B512	General Clerk-Typist .....	150
15	1	L360	Physician .....	150
16	66	T152	Junior Social Service Investigator .....	150
17	1	T152	Junior Social Service Investigator .....	155
18	6	T152	Junior Social Service Investigator .....	165
19	30	T156	Social Service Investigator .....	150
20	7	T156	Social Service Investigator .....	180
21	1	T158	Supervisor of Inquiries .....	180
22	3	T160	Senior Social Service Investigator .....	200
23	1	T160	Senior Social Service Investigator .....	215
24	3	T161	Case Supervisor .....	225
25	1	T161	Case Supervisor .....	200
26	1	T156	<b>Social Service Director</b> .....	300
27	1	T163	Director of Public Welfare .....	500
28	1	T156	<b>Social Service Director</b> .....	250

Seasonal, Clerical and other Temporary Services (as needed) at rates not in excess of Salary Standardization Schedules.

Approved by Civil Service Commission.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

### Adopted

The following recommendation of Public Buildings, Lands and City Planning Committee were taken up:

**Set-back Lines, Southwesterly, Westerly, Northerly and Northeasterly  
Sides of Lake Street  
(Series of 1939)**

Resolution No. 411, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 1985, dated June 1, 1939, reading as follows:

Resolved, That subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following Building Set-Back Line be and the same is hereby established:

Along the southwesterly and westerly side of Lake Street between Camino del Mar and 30th Avenue, set-back line to be 14 feet; and

Along the northerly, northeasterly and easterly side of Lake Street, between 30th Avenue and Camino del Mar, set-back line to be 10 feet, is hereby approved.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

**Set-back Lines Westerly and Easterly Sides of 32nd Avenue**  
(Series of 1939)

Resolution No. 412, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 1934, dated June 1, 1939, reading as follows:

Resolved, That, subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following Building Set-Back Line be, and the same is hereby established:

Along the westerly side of 32nd Avenue, commencing at Camino del Mar, and running thence southerly 322 feet more or less, set-back line to be 14 feet; thence southerly 78 feet more or less, set-back line to be 7 feet 6 inches; thence southerly to a point distant 565 feet more or less northerly from the northerly line of California Street, set-back line to be 20 feet; and

Along the easterly side of 32nd Avenue, commencing at a point 40 feet more or less southerly from Camino del Mar and running thence southerly 322 feet more or less, set-back line to be 12 feet, is hereby approved.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

**Adopted**

The following recommendation of Health Committee was taken up:

**Abatement Proceedings—S. W. Corner Cole and Grove Streets.**  
(Series of 1939)

Resolution No. 413, as follows:

Resolved, That in accordance with the recommendation of the Department of Public Health, the Board of Supervisors of the City and County of San Francisco, State of California, does hereby declare that the premises at the Southwest corner of Cole and Grove Streets, commonly designated as 101 Cole Street, 2109 Grove Street and 2115 Grove Street, in the City and County of San Francisco, be and the same are hereby declared to be a public nuisance and the City Attorney of said City and County is hereby directed to abate the same in conformity with the provisions of Section 731 of the Code of Civil Procedure of the State of California.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.



The following recommendations of Public Welfare Committee were taken up:

**Request that Congress Change the Federal Relief Appropriation Act of 1939.**

(Series of 1939)

Resolution No....., as follows:

Whereas, The Federal Emergency Relief Appropriation Act of 1939, contains many controversial provisions; and

Whereas, Some of these provisions have aroused widespread protest, and apparently will work great hardship among certain of those groups receiving subsistence from Federal Emergency Relief Appropriations; and

Whereas, The Board of Supervisors of the City and County of San Francisco desires to see decent living standards maintained among the citizens of San Francisco, whether on W.P.A. or not; now, therefore, be it

Resolved, That the Board of Supervisors requests Congress to review the proposed changes in the 1939 Act as compared with the 1938 Act, and to eliminate such changes as are detrimental to the citizens of San Francisco receiving subsistence from W.P.A.; and be it

Further Resolved, That copies of this resolution be forwarded to the President and Representatives from California in the Senate and Congress, with the request that immediate steps be taken to that effect.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

**Requesting Congress to Restore Administrative Power to Operate the Federal Theater, Writers, Art, Historical Records and Music Projects of the WPA.**

(Series of 1939)

Resolved, That the Board of Supervisors of the City and County of San Francisco, strongly urges Congress to restore administrative power to operate the Federal Theater, Writers, Art, Historical Records and Music projects, in the Federal Emergency Relief Appropriation Act of 1939; thus continuing to provide employment for the thousands who are now working on these W.P.A. projects, who otherwise would be thrown on our relief rolls, as there is no place in industry for them at the present time, and be it

Further Resolved, That copies of this resolution be forwarded to the President and Representatives from California in the Senate and Congress, with the request that immediate steps be taken to that effect.

**Committee of the Whole**

On motion by Supervisor McSheehy, the Board resolved itself into a Committee of the Whole for the purpose of considering the foregoing recommendations of the Public Welfare Committee.

**President Shannon to Preside as Chairman**

Supervisor Brown moved that President Warren Shannon preside as Chairman of the Committee of the Whole.

No objection.

**Statement by Chairman of Public Welfare Committee**

Supervisor Brown, Chairman of the Public Welfare Committee, ex-

plained the purport of the resolutions presented by that Committee requesting that Congress change the Federal Relief Appropriation Act of 1939 and requesting Congress to Restore Administrative Power to Operate the Federal Theatre, Writers, Art, Historical Records and Music Projects of the WPA. The subject matter of both resolutions was originally submitted by Supervisors McGowan, McSheehy and Mead. Supervisor Colman, member of the Public Welfare Committee, had, in committee, opposed requesting Congress to change the Federal Relief Appropriation Act of 1939. The request for the restoration of the Federal Theater, Writers, Art, Historical Records and Music projects of the WPA was unanimously approved by the Committee. In view of the foregoing, it was deemed advisable to present the two requests in separate resolutions.

#### Privilege of the Floor

Mr. Andrew J. Gallagher, on motion by Supervisor McSheehy, was granted the privilege of the floor. Mr. Gallagher urged that the resolutions under consideration be so amended as to make the following specific requests of Congress:

a. Repeal the provisions requiring that the hours of work for all WPA workers be 130 hours per month, for the same monthly wage the majority of San Francisco WPA workers previously received for 68 hours;

b. Repeal the 30-day forced layoff provision for those on the rolls more than eighteen months, and retain WPA eligibility on the present basis of need;

c. Restore to the WPA administration the right to expend funds on the basis of need and eligibility without arbitrary cuts in employment or expenditures;

d. Repeal all provisions calling for monthly and hourly wage reductions;

e. Restore administrative power to operate the Federal Theater, Writers, Art, Historical Records and Music projects.

#### Proposed Amendments Offered to the Board

Whereupon, Supervisor Uhl announced that he was in sympathy with the requests made by Mr. Gallagher, and he would be glad to offer them to the Board.

Supervisor McSheehy presented the following proposed amendment, requesting that it be inserted in the first resolution recommended by the Committee, just before the first "Resolve" therein:

"Whereas, The Federal Emergency Relief Appropriation Act of 1939 is in direct conflict with the previously announced policy of the Federal Government and the Works Progress Administration, and can terminate in only one result, i. e., a general breaking down of wage scales and hourly conditions for men employed in this type of work, not only on the WPA but eventually in private employment, especially as applied to members of the Building Trades Crafts";

Supervisor McSheehy requested, also, that there be substituted, in lieu of the language of the first "Resolve" in the Committee's recommendation, the following language:

"Resolved, That the San Francisco Board of Supervisors in meeting assembled on this the 17th day of July, 1939, does emphatically protest the enactment of this legislation to the end that the former recognition of the prevailing wage scales be reinstated even to the extent of insisting that new legislation correcting this wrong be immediately introduced and pushed to passage before adjournment of Congress";

#### Motion

Supervisor Uhl, in discussing the above proposed amendments, suggested that an appeal to Congress would be more effective than a

demand, and moved that the words "emphatically request" be substituted for the words "emphatically protest."

Motion failed for want of a second.

Supervisor McSheehy thereupon presented an additional "Resolve" which he suggested be incorporated in the proposed resolution, reading as follows:

"Further Resolved, That Congress administrative power to operate the Federal Theatre, Writers, Art, Historical Records and Music projects";

This addition, he stated, would make unnecessary the second recommendation of the Public Welfare Committee.

President Warren Shannon called attention to clumsy construction of the last "Resolves," in both of the recommendations of the Committee. As a substitute of the language of the resolutions as recommended, Supervisor McSheehy proposed the following language:

"Further Resolved, that copies of this resolution be immediately airmailed to the President of the United States, United States Senators Hiram Johnson and Sheridan Downey, Congressmen Franck R. Havenner and Richard Welch, and the National Administrator of Works Progress Administration."

In urging the adoption of the Resolution, amended as suggested, Supervisor McSheehy pointed out that the adoption of the second recommendation of the Committee requesting the restoration of the Federal Theater, Writers, Art, Historical Records and Music Projects of the WPA would be unnecessary.

#### Objection

Supervisor Colman objected to the resolution as outlined, urging that if the resolutions, as recommended by the Committee, be acted on, the second resolution, urging the restoration of the Federal Theater, and other projects would receive unanimous approval by the Board.

#### Point of Order

Supervisor Brown raised the point of order that the Board had resolved itself into a Committee of the Whole for the purpose of hearing interested citizens, but instead the floor had been taken by members of the Board.

Chair ruled point of order well taken.

#### Privilege of the Floor

Thereupon, the privilege of the floor was granted Mr. Henry Stuyveelaar, Secretary of the Industrial Council, who advocated the adoption of the resolution incorporating the proposed amendments.

#### Temporary Postponement

The Chair reminded the Board that at the morning's meeting, sitting as a Board of Equalization, citizens were told that the Board of Equalization would resume consideration of applications for reduction or equalization of assessments at 4 P. M., and that the business of the Board of Equalization must be concluded, July 17th being the last day for such hearings. The Chair stated further, that he felt, in justice to citizens who were present at the suggestion of the Board, and interested in Board of Equalization matters, that consideration of the balance of the Calendar be postponed temporarily until after the Board of Equalization had concluded its business.

#### Committee of the Whole Arises

Whereupon, Supervisor McSheehy moved that the Committee of the Whole rise and report.

No objection.

### **Reconvening As Board of Supervisors**

Supervisor McSheehy further moved that the Board reconvene as a Board of Supervisors.

No objection.

### **Board to Sit As Board of Equalization**

Thereupon, Supervisor McSheehy moved that the Board sit as a Board of Equalization.

No objection and so ordered.

### **Resumption of Hearing on Memorializing Congress re Federal Relief Appropriation Act of 1939**

At the conclusion of the business before the Board of Equalization, the Board reconvened as a Board of Supervisors.

### **Supervisor Ratto Presiding**

During the temporary recess as a Board of Supervisors, and while sitting as a Board of Equalization, Supervisor Shannon was excused and on motion duly made and seconded Supervisor Ratto took the Chair.

On reconvening as a Board of Supervisors, Supervisor Brown moved that Supervisor Ratto retain the Chair.

No objection and so ordered.

### **Presentation of Substitute for Committee's Recommendations**

Thereupon, Supervisor McSheehy presented the following resolution, incorporating amendments previously suggested, and accepted by the Public Welfare Committee in lieu of that Committee's previous recommendations:

### **Protesting the Federal Emergency Relief Appropriation Act of 1939 (Series of 1939)**

Resolution No. 414, as follows:

Whereas, The Federal Emergency Relief Appropriation Act of 1939 contains many controversial provisions, and

Whereas, Some of these provisions have aroused wide-spread protest, and apparently will work great hardship among certain of those groups receiving subsistence from Federal Emergency Relief Appropriations, and

Whereas, The Board of Supervisors of the City and County of San Francisco desires to see decent living standards maintained among the citizens of San Francisco, whether on W.P.A. or not, and

Whereas, The Federal Emergency Relief Appropriation Act of 1939 is in direct conflict with the previously announced policy of the Federal Government and the Works Progress Administration, and can terminate in only one result—i. e., a general breaking down of wage scales and hourly conditions for men employed in this type of work, not only on the W.P.A. but eventually in private employment, especially as applied to members of the Building Trades Crafts; now, therefore, be it

Resolved, That the San Francisco Board of Supervisors in meeting assembled on this the 17th day of July, 1939, does emphatically protest the enactment of this legislation to the end that the former recognition of the prevailing wage scales be reinstated even to the extent of insisting that new legislation correcting this wrong be immediately introduced and pushed to passage before adjournment of Congress; and be it

Further Resolved, That Congress repeal the 30 day forced layoff provision for those on the rolls more than eighteen months, and retain WPA eligibility on the present basis of need; and be it

Further Resolved, That Congress restore to the WPA Administration the right to expend funds on the basis of need and eligibility without arbitrary cuts in employment or expenditures; and be it

Further Resolved, That Congress repeal all provisions calling for monthly and hourly wage reductions affecting those on WPA in the City and County of San Francisco; and be it

Further Resolved, That Congress restore administrative power to operate the Federal Theatre, Writers, Art, Historical Records and Music projects; and be it

Further Resolved, That copies of this resolution be immediately airmailed to the President of the United States, United States Senators Hiram Johnson and Sheridan Downey, Congressmen Franck R. Havenner and Richard Welch, and the National Administrator of Works Progress Administration.

### Explanations of Vote

Supervisor Brown explained that the entire matter covered by the foregoing resolution had been heard at length before his Committee, and no one appeared in opposition thereto. Inasmuch as nothing was proposed in the resolution which the WPA workers did not have heretofore, he could see no objection to it.

Supervisor Colman, in explaining his vote, stated that he thought there was one man, who, every citizen of the United States will agree, has always had at heart the interest of those in distress, and that is the President of the United States, and it must also be admitted that every humanitarian measure has had the support of Congress. So when the President of the United States, through the voice of the Director of Relief whom he appointed, makes recommendations, it is evident they are recommendations of a kind hearted man who wants to do everything, and has done everything in his power to help those who require to be helped. Congress has passed certain rules to regulate WPA. We are asked to memorialize Congress to change those rules which have been put into effect. It is quite true that no citizens have appeared here in protest or asking us to take any action.

In continuing his explanation, Supervisor Colman stated that he felt that the action of Congress and of the President was predicated on knowledge of the sentiments as they exist today in this country. He considered it to be a mistake to memorialize Congress in the name of the people of San Francisco, when the views of the people of San Francisco are not known on this particular question. He did not feel that the Board should memorialize Congress to keep these rules in effect, and most certainly it should not memorialize Congress to change them. As an index to public opinion, Supervisor Colman stated, he read the following editorial which appeared in the San Francisco News on July 8, 1939:

### UNWISE AND DANGEROUS

Those labor leaders who encourage the WPA strikes by asserting that the new relief bill's 130-hours-a-month provision is a deliberate blow at unions are doing an unwise and dangerous thing.

It simply is not true that this provision was "railroaded" through Congress by "reactionary enemies of labor" whose purpose was to "destroy wage standards in private industry." The record proves that it was adopted after careful consideration, at WPA's own request, to correct a system shown by four years of experience to be inefficient and contrary to the proper purposes of the work-relief program.

In 1935, when legislation to create WPA was before Congress, President Roosevelt vigorously opposed "prevailing wages" for relief work. Wages paid by WPA, he said, should be larger than the dole but not



so large that those drawing them would be encouraged to reject private jobs or to leave private jobs for Government projects.

The American Federation of Labor insisted on the "prevailing wage," contending then, as some of its officials do now, that without that, private wage standards would be wrecked. For example, union plasterers who could not get private employment must draw \$1.66 an hour from WPA. Congress yielded to the AFL and wrote the "prevailing wage" into law. Under it skilled workers got their high hourly wages and, though their working hours were limited to 50 or 60 or 80 a month, drew larger monthly pay than unskilled workers who put in twice as many hours.

That was a mistake. The relief program is entirely different from private employment or from employment on contract public works. Relief work is done on projects that otherwise would not be undertaken at all. By reducing the competitive pressure for private jobs, it does tend to hold general wage levels up. But WPA's function is not to support union scales; it is to make the available money go as far as possible in providing "security wages" for the needy unemployed.

The WPA "prevailing wage" produced all the bad consequences foreseen by Mr. Roosevelt, and more. It did encourage workers to reject private jobs. It did enable many skilled men to earn their WPA wages in a few days and spend the rest of each month in outside employment, sometimes at pay that undercut union scales. And the difficulty of operating projects under the conditions it imposed was responsible for a great deal of the program's inefficiency and excessive cost.

It is unfortunate that skilled workers on relief were permitted to become accustomed to earning more money for less work than the unskilled. But that special privilege did not become a right when it was unwisely extended to them. Their natural dislike for giving it up is not a reason why it should be restored, and in no way justifies the WPA strikes.

It is, of course, their right to petition Congress to undo what has been done. But we believe Congress, having abolished the "prevailing wage" and ordered the 130-hours-a-month rule, should refuse to retreat. The new rule is fairer and wiser than the old system, and will vastly improve the program. It is strongly supported by Administrator Harrington, and it represents the original idea of the President, who certainly can not be justly accused of enmity for labor or of desire to lower private wage standards.

Following the reading of the foregoing editorial, Supervisor Colman stated that he did not present the same as his own views, but he had quoted it to indicate what public opinion might be on this particular question.

Supervisor Colman inquired as to the basis for the claim that the change in WPA regulations would result in the reduction of wages in private employment, and stated that in his opinion there would be no such wage reductions in private employment, nor would this action of Congress, if it should be maintained, result in any such thing.

When he felt the cause of labor to be just, he would try to go the limit for it, Supervisor Colman stated, but he was sorry he could not go along on this particular thing, and he did not believe the Board would be justified in expressing the opinion of the people of San Francisco on this particular question.

Supervisor Colman, in concluding, stated his reason for voting against the proposed resolution was primarily the second "Whereas," reading: "Whereas, Some of these provisions have aroused wide-spread protest, and apparently will work great hardship among certain of those groups receiving subsistence from Federal Emergency Relief Appropriations." He could not agree with that because he was con-



vinced that wages in private employment would not be affected by this particular action. He was in favor of letting Congress itself decide the matter as it sees fit. As for the federal theater and allied projects, he was for them heartily because he believed those people affected contributed very much to our life, and that music, art and writing are worth-while enterprises. Those people affected are entitled to the same consideration as are any other working people. If that portion of the resolution could be acted on alone, it would receive the unanimous vote of the Board. However, he regretted that he must vote "No" on the resolution as presented.

#### Adopted

Thereupon, the roll was called and the foregoing resolution was adopted by the following vote:

Ayes:—Supervisors Brown, McGowan, McSheehy, Mead, Meyer, Ratto—6.

No—Supervisor Colman—1.

Absent—Supervisors Roncovieri, Schmidt, Shannon, Uhl—4.

#### Committee's Original Recommendations Tabled

On motion by Supervisor McSheehy the Committee's original recommendations, appearing as Nos. 24 and 25 on the day's Calendar, were tabled.

#### Adopted

The following recommendation of His Honor, the Mayor, was taken up:

**Leave of Absence—Capt. Michael Riordan, Member of Retirement Board**  
(Series of 1939)

Resolution No. 415, as follows:

Resolved, That in accordance with the recommendation of his Honor the Mayor, Captain Michael Riordan, a member of the Retirement Board, is hereby granted a leave of absence for a period of sixty days, commencing July 22, 1939, with permission to leave the State.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

#### ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.

#### Adopted

The following recommendation of the Public Welfare Committee presented by Supervisor Brown, Chairman, was taken up:

**Requesting the Institution of the Surplus Food Commodities Food Stamp Program of the Federal Government in San Francisco**

(Series of 1939)

Resolution No. ...., as follows:

Whereas, The Federal Government through the Federal Surplus Commodities Corp. has instituted an amplification of relief allowances in certain cities by use of Food Stamps, and

Whereas, Said Food Stamps permit those persons on relief to whom they are issued to receive surplus food commodities in addition to their regular relief allowances, and

Whereas, Those on relief in San Francisco would benefit materially from the use of such Food Stamps as a supplement to relief programs locally; now, therefore be it

Resolved, That the Board of Supervisors of the City and County of San Francisco go on record as favoring the institution of the Surplus Food Commodities Food Stamp program of the Federal Government in San Francisco at the earliest possible date, and be it

Further Resolved, That a copy of this resolution be sent to the proper Federal Authority and to our Congressmen and Senators in Washington.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

### Action Rescinded

Subsequently during the proceedings, Supervisor McSheehy announced that he had just been informed that there were a great many people on relief who were opposed to the foregoing resolution, and he moved that the action of the Board, whereby the foregoing resolution was adopted, be rescinded. Motion seconded by Supervisor Mead.

Following his above motion, and before the roll was called thereon, Supervisor McSheehy announced his intention to move that the Board sit as a committee of the whole to hear those citizens present who were interested in the matter.

### Discussion

Before the roll was called on the motion to rescind, Supervisor Brown stated that the matter had been referred by the Board, at his request, to the Public Welfare Committee, but that recommendation thereon by the Committee had been withheld until the return to San Francisco of Messrs. Hadelar and Tissier from the Annual Grocers' Convention in the east. On their return from east, Mr. Tissier appeared before the Committee and reported that the plan had worked admirably in cities where it had been tried. The result of the proposed plan, would be merely to increase the relief allowances in San Francisco about 40 per cent. No opposition thereto was voiced in committee.

Supervisor McSheehy, in closing, stated that his only desire was to afford an opportunity of being heard to those citizens protesting the adoption of the proposed resolution.

Thereupon, no objection being heard, the Chair announced the motion carried and the action of the Board in adopting the resolution rescinded.

### Re-reference to Committee

Thereupon Supervisor Uhl moved re-reference to Committee.

No objection, and so ordered.

### Action Rescinded

Subsequently during the proceedings on the objection by Supervisor Brown, the foregoing action was rescinded.

### Consideration Postponed

Whereupon, on motion by Supervisor McSheehy, no objection being raised, consideration of the recommendation of the Public Welfare Committee, requesting the institution of the surplus food commodities Food Stamp program of the Federal Government in San Francisco, was postponed to July 24, 1939, and made a special order of business at 3 P. M.

**Adopted**  
**In Memoriam—Mrs. Kathryn T. Fisher**  
 (Series of 1939)

Supervisor McGowan presented Resolution No. 416, as follows:

Whereas, Mrs. Kathryn T. Fisher, beloved wife of Joseph M. Fisher and sister of David A. Barry, Clerk of this Board, has been summoned to her eternal reward, and

Whereas, Mrs. Fisher's affable personality and kindly manner endeared her to all who knew and loved her, and she will be long mourned by her many friends; now, therefore, be it

Resolved, That this Board of Supervisors learns with deep regret of the passing of Mrs. Fisher, and does hereby express its heartfelt sympathy to the family of the deceased; and be it

Further Resolved, That when this Board adjourns this day, it does so out of respect to the memory of the late Kathryn T. Fisher, and that a copy of this resolution be forwarded to the family of the deceased.

*Unanimously adopted by rising vote.*

**Citizens' Committee, United Thanksgiving Service, Auditorium**  
 (Series of 1939)

Supervisor McGowan presented Resolution No. 417, as follows:

Whereas, San Francisco is to have a united Thanksgiving service this year in the Civic Auditorium, to be participated in by members of the Jewish faith, under the direction of Rabbi Rudolf I. Coffee; the Protestant faith, under the direction of Dr. Paul H. Buckholtz, and the Catholic faith, under the direction of Rev. Father Burke; now, therefore, be it

Resolved, That his Honor the Mayor be and is hereby requested to appoint a Citizens' Committee to assist in the preparation of arrangements for this most happy event.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

**Mayor to Proclaim Saturday, July 22, 1939, as Miss San Francisco Day**  
 (Series of 1939)

Supervisor McGowan presented Resolution No. 418, as follows:

Whereas, The San Francisco Junior Chamber of Commerce is sponsoring a beauty contest to be held at Civic Auditorium, Saturday, July 22, 1939, and conducted by judges from Hollywood; and

Whereas, The winner of the contest will then be entered in competition with others at Treasure Island for the title of Miss Treasure Island, which will entitle her to a free trip to Atlantic City to compete in the annual beauty contest held there for the title of Miss America; and

Whereas, Such a contest will stimulate interest in the Exposition now in progress at Treasure Island; now, therefore, be it

Resolved, That His Honor the Mayor be and he is hereby respectfully requested to proclaim Saturday, July 22, 1939, as Miss San Francisco Day, for the purpose of determining the entrant from San Francisco to compete for the title of Miss Treasure Island.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

### Passage for Second Reading

The following recommendation of the Finance Committee was taken up:

#### **Salary Ordinance Amendment to Provide for Allowance for Maintenance, Contracted for but Not Taken, by Various City Employees.**

(Series of 1939)

Bill No. 237, Ordinance No. ...., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 2, by authorizing department heads to make allowance for maintenance contracted for but not taken due to authorized absence, and revising method of computing deduction for maintenance, to be retroactive to July 1, 1939, in order to provide for the uninterrupted operation of the departments.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 2, is hereby amended to read as follows:

Section 2. Salary or wage rates herein specified are the maximum gross compensations fixed for the present incumbents of the respective positions herein enumerated, including the valuation of maintenance furnished.

In filling vacancies in positions herein enumerated or in appointing employees to temporary or seasonal positions as provided in Section 1 hereof, which are subject to the provisions of Section 151 of the Charter, the person appointed to such vacancy or temporary or seasonal position shall be paid a wage or salary not to exceed the entrance salary or wage fixed for such position in the proposed schedule of compensations issued by the Civil Service Commission under date of April 9, 1930, except as such proposed schedule of compensation is amended as provided by Charter or extended by the Civil Service Commission to include classifications not included therein and the salary shall remain at the said entrance rate during the current fiscal year; provided, however, that persons who have acquired permanent status in a position who are reemployed in the same position after layoff or leave of absence shall be paid the salary or wage received at the time laid off or granted such leave, provided that in the execution and performance of any contract awarded to a city department under the provisions of Sections 95 and 98 of the Charter, not less than the wage scale fixed by the Board of Supervisors in the Prevailing Wage Resolution and in effect at the time of the award of said contract shall be paid to employees performing work under such contract.

No maintenance shall be provided to any employee in a position subject to the provisions of Section 151 of the Charter in addition to the compensation herein fixed or provided. The compensations fixed for employees engaged in construction work outside the City and County of San Francisco which are not subject to Section 151 of the Charter includes the valuation of maintenance provided such employees and deductions for such accommodations shall be made and indicated on payrolls and time rolls.

Charges for any and all maintenance furnished and contracted for by employees in positions subject to Section 151 of the Charter as indicated herein shall be made and indicated on time rolls and payrolls and deductions for such maintenance shall be indicated and made on time rolls and payrolls in accordance with the following schedule fixed by the Civil Service Commission for such maintenance, provided, however, that department heads are hereby authorized to make allowance for maintenance contracted for but not taken, due to

authorized absence; provided further, that no charge shall be made for meals furnished cooks, bakers, waiters and other kitchen workers.

	Where gross compensation is \$100 per month or less	Where gross compensation is more than \$100 per month
1 meal per day .....	\$ 6.00 Per Mo.	\$10.00 Per Mo.
2 meals per day .....	9.00 Per Mo.	16.50 Per Mo.
3 meals per day .....	12.00 Per Mo.	22.50 Per Mo.
Room or House .....	8.00 Per Mo.	10.00 Per Mo.
Laundry .....	2.00 Per Mo.	2.50 Per Mo.
Board, Room and Laundry..	22.00 Per Mo.	35.00 Per Mo.
Single Meal .....	.25	.35

Per Mo.

Complete family maintenance furnished the Superintendent of Laguna Honda Home and the Superintendent of the San Francisco Hospital ..... \$150

Complete family maintenance furnished the Resident Physician and Superintendent of Hassler Health Home..... 75

House furnished the Superintendent and the Assistant Superintendent, Alameda Division of the Water Department, and the Assistant Superintendent of the Peninsula Division of the Water Department ..... 25

House furnished the Superintendent of the Peninsula Division of the Water Department ..... 50

House furnished the Head Pump Operator of the Peninsula and Alameda Division of the Water Department..... 25

House furnished the Engineer, Stationary Steam Engines, at the Water Department ..... 15

The letters B., R., & L. used in this ordinance to indicate deduction shall be construed to mean Board, Room or House and Laundry and deductions made in accordance with the schedule herein fixed for such accommodations.

*Passed for Second Reading by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto—7.

Absent—Supervisors Roncovieri, Schmidt, Shannon, Uhl—4.

**Amending Section 46 of Article 2, Chapter X, Part II, of the Municipal Code of the City and County of San Francisco Defining an Actual Emergency Under Which Departments, Boards, Officers and Commissions May Do the Necessary Work to Meet Said Emergency When the Cost of Said Work Exceeds \$1000.00.**

(Series of 1939)

Supervisor McGowan presented Bill No. ...., Ordinance No. ...., as follows:

Amending Section 46 of Article 2, Chapter X, Part II, of the Municipal Code of the City and County of San Francisco defining an actual emergency under which departments, boards, officers and commissions may do the necessary work to meet said emergency when the cost of said work exceeds \$1000.00.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 46 of Article 2, Chapter X, Part II, of the Municipal Code of the City and County of San Francisco is hereby amended to read as follows:

"Section 46. EMERGENCY WORK. The Board of Supervisors hereby



declares that in an actual emergency created by weather conditions, fire, flood, or other unforeseen conditions of unusual character, or the breakdown of any plant, equipment, structure, street or public work, necessitating immediate emergency repair or reconditioning to safeguard the lives or property of the citizens or the property of the city and county or to maintain the public health or welfare, *and including the installation, repair, construction and alteration of crossings and switch work and special work in connection therewith, at street and other railway crossings and at street intersections, when the same is to be done by or for the Municipal Railway*, such repair, reconditioning or other emergency work may be executed in the most expeditious manner by the department head responsible therefor, who shall, if the emergency permits, first secure the approval in writing of the Chief Administrative Officer, if the emergency work is to be done or ordered by any department under his jurisdiction or, for departments not under the Chief Administrative Officer, the approval in writing of the president of the board or commission concerned, or of the Mayor. If the emergency does not permit such approval to be obtained before work is commenced said approval as hereinabove mentioned shall be obtained as soon thereafter as it is possible to do so.

"The department head concerned shall notify the Controller immediately of the work involved and the estimated cost thereof."

*Referred to Public Utilities Committee.*

#### Use of Calvary Cemetery Site for a Low Cost Housing Project

The following communication was received from His Honor, the Mayor, read, and ordered filed:

July 17, 1939

To the Honorable Board of Supervisors,  
City and County of San Francisco,  
City Hall, San Francisco.  
Gentlemen:

I am returning to you, unsigned, your Resolution No. 405 dated July 10, 1939.

I do so because the Resolution above mentioned is merely an expression of opinion of Members of the Board and not a legislative act.

You will recall that the San Francisco Housing Authority was appointed by me following the request of your honorable body that such action be taken. In the personnel of the Authority, I have complete faith. I believe the Housing Authority is proceeding with its work under the jurisdiction of the Federal Government regulation, in an honest, sincere and civic minded manner. Its personnel is one in which the people of the City cannot help but have faith.

The possibility of the selection of the site of Calvary Cemetery for a Housing Authority project has stirred much interest and considerable opposition. Mr. Marshall Dill, Chairman of the Housing Authority, in a letter to your Board, has in no uncertain terms, assured the citizens of San Francisco that it is not the policy nor the future intent of the Authority to proceed with projects against the best interests of the city or its residents. I am emphatic in stating that Mr. Dill means just what he says and that he speaks for all the members of the Authority.

Therefore, in returning the above mentioned Resolution for the reasons stated, I would suggest that proponents and opponents of Calvary Cemetery site as a Housing project, present their arguments to those who must make the final decision—the Housing Authority.

Yours sincerely,

ANGELO J. ROSSI, Mayor.



**Extension of Time for Awarding Contract for Construction of the  
Francis Scott Key School Auditorium**

The following communication from the Chief Administrative Officer was presented, read and referred to the Education, Parks and Recreation Committee:

July 17, 1939

Board of Supervisors,  
City Hall,  
San Francisco, Calif.

Gentlemen:

I have been advised by His Honor, Mayor Rossi, that the local administrator of the Public Works Administration in San Francisco has advised him that all contracts on which any PWA grant has been made by the Federal Government must be approved by the Mayor; that at the present time there is pending before the Director of Public Works bids received for the construction of the Auditorium for the Francis Scott Key School.

The Mayor is now giving consideration to these bids and has asked that the time for their acceptance be extended by your Board, in conformity with the provisions of Ordinance No. 9.0871.

I am, therefore, enclosing you a Resolution authorizing such an extension, approved by His Honor, the Mayor, the Director of Public Works, and as to form, by the City Attorney.

I recommend its adoption.

Yours very truly,

ALFRED J. CLEARY, Chief Administrative Officer.

**Extending the Time Within Which to Award the Contract for the  
Construction of the Francis Scott Key School Auditorium**

(Series of 1939)

Resolution No. \_\_\_\_\_, as follows:

Whereas, The Public Works Administration of the Federal Government has called upon the Mayor for a report regarding the construction of the Francis Scott Key School Auditorium; and

Whereas, Said Public Works Administration has notified the Mayor that all public works projects must be approved by the Mayor; and

Whereas, the Mayor has requested additional time to consider the award of the contract for the construction of said auditorium;

Now, Therefore, Be It Resolved That the time within which the Director of Public Works may award said contract be and the same is hereby extended to and including the 26th day of August, 1939, but that nothing herein contained shall prevent the award of said contract at an earlier date should the Director of Public Works desire to do so.

**Adjournment**

There being no further business, the Board, at the hour of 7:20 P. M., adjourned.

DAVID A. BARRY, Clerk.

MONDAY, JULY 17, 1939.

Approved by Board of Supervisors July 31, 1939.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,  
Clerk of the Board of Supervisors,  
City and County of San Francisco.

Monday, July 24, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco



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# JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, JULY 24, 1939, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday July 24, 1939,  
2 P. M.

The Board of Supervisors met in regular session.

## CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

Quorum present.

President Warren Shannon presiding.

Supervisor Meyer and Schmidt excused.

## APPROVAL OF JOURNAL

The Journal of Proceedings of the meeting of July 10, 1939, was considered read and approved.

## SPECIAL ORDER—3 P. M.

### Recommendation of Public Welfare Committee

Requesting the Institution of the Surplus Food Commodities Food  
Stamp Program of the Federal Government in San Francisco.  
(Series of 1939)

Resolution No....., as follows:

Whereas, The Federal Government through the Federal Surplus Commodities Corp. has instituted an amplification of relief allowances in certain cities by use of Food Stamps, and

Whereas, Said Food Stamps permit those persons on relief to whom they are issued to receive surplus food commodities in addition to their regular relief allowances, and

Whereas, Those on relief in San Francisco would benefit materially from the use of such Food Stamps as a supplement to relief programs locally; now, therefore be it

Resolved, That the Board of Supervisors of the City and County of San Francisco go on record as favoring the institution of the Surplus Food Commodities Food Stamp program of the Federal Government in San Francisco at the earliest possible date, and be it

Further Resolved, That a copy of this resolution be sent to the proper Federal Authority and to our Congressmen and Senators in Washington.

July 17, 1939—*Consideration continued to July 24, 1939, at 3 P. M.*

### Discussion

Supervisor Brown explained in detail the reasons prompting his presentation of the foregoing resolution and the results sought to be obtained therefrom. The proposal, he stated, merely provides that the Board of Supervisors go on record as favoring the use of Food Stamps to provide for the distribution of surplus food commodities. Such distribution, it is expected, will provide for an increase of about 40 per cent, by means of the distribution of surplus commodities, to those on relief.

### Privilege of the Floor

Mr. W. P. Shields, representing Labors Unemployed Council, was granted the privilege of the floor. He voiced no objection to the use of Food Stamps, provided such use did not ultimately result in the return of the former "relief in kind" or food basket. However, he did suggest amendments to the resolution under discussion, as follows:

In the third paragraph, immediately after the word "Whereas," insert the words "The business interests, as well as," and in the first "Resolve" after the words "at the earliest possible date," insert the words, "provided there be nothing in this request which will empower the various relief agencies to institute a program of relief in kind in lieu of cash."

### Amendment Approved

Supervisor Brown, author of the original resolution, offered no objection to the amendments proposed, and no objections thereto being made, the resolution, amended to read as follows, was approved by the following vote:

### Requesting the Institution of the Surplus Food Commodities Food Stamp Program of the Federal Government in San Francisco (Series of 1939)

Resolution No. 435, as follows:

Whereas, The Federal Government through the Federal Surplus Commodities Corp. has instituted an amplification of relief allowances in certain cities by use of Food Stamps, and

Whereas, Said Food Stamps permit those persons on relief to whom they are issued to receive surplus food commodities in addition to their regular relief allowances, and

Whereas, The business interests, as well as those on relief in San Francisco, would benefit materially from the use of such Food Stamps as a supplement to relief programs locally; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco go on record as favoring the institution of the Surplus Food Commodities Food Stamp program of the Federal Government in San Francisco at the earliest possible date, provided there be nothing in this request which will empower the various relief agencies to institute a program of relief in kind in lieu of cash; and be it

Further Resolved, That a copy of this resolution be sent to the proper Federal Authority and to our Congressmen and Senators in Washington.

(Recommended by Public Welfare Committee, Supervisors Brown, Colman, Dr. Schmidt.)

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.



## UNFINISHED BUSINESS

The following recommendations of Finance Committee heretofore passed for second reading were taken up:

**Authorizing Compromise of Claim of Jenny English.**

(Series of 1939)

Bill No. 232, Ordinance No. 229, as follows:

Be it ordained by the People of the City and County of San Francisco, as follows:

**Section 1.**

The City Attorney having recommended the settlement and compromise of the following action in the amount hereinbefore set forth, to-wit:

Action No. 283528, Superior Court, in and for the City and County of San Francisco, Jenny English, vs. City and County of San Francisco, by the payment to Jenny English of Seven Hundred and Fifty (\$750.00) Dollars.

Said City Attorney is hereby authorized, empowered and directed to compromise said action by the payment of the amount hereinbefore specified upon the execution and delivery to said City Attorney of good and sufficient acquittances releasing the City and County of San Francisco from all liability in the aforementioned action.

Approved as to form by the City Attorney.

Funds available by the Controller.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Rolcovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

**Amending Section 76, Annual Salary Ordinance, San Francisco Water Department, by Adding Item 5, Photostat Operator, at \$175, Inadvertently Omitted from Annual Salary Ordinance.**

**An "As Needed" Position.**

(Series of 1939)

Bill No. 221, Ordinance No. 228, as follows:

An ordinance amending Section 76 (Public Utilities Commission—San Francisco Water Department (Functional Employments as Needed) of Bill 192, Ordinance 186, by adding Item 5, 1 B327 Photostat Operator at \$175 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 76 of Bill 192, Ordinance 186 is hereby amended to read as follows:

**Section 76. PUBLIC UTILITIES COMMISSION—SAN FRANCISCO WATER DEPARTMENT (FUNCTIONAL EMPLOYMENTS AS NEEDED). (Continued).**

Item No.	No. of Employees	Class No.	Departmental Title	Per Day	Per Month
1	3	A154	Carpenter .....	\$9.00	
2	1	A354	Painter .....	9.75	
3	1	A404	Plumber .....		\$225
4	1	A551	Apprentice .....	7.00	
5	1	B327	Photostat Operator .....		175

Section 76. PUBLIC UTILITIES COMMISSION—SAN FRANCISCO  
WATER DEPARTMENT (FUNCTIONAL EMPLOY-  
MENTS AS NEEDED). (Continued).

Item No.	No. of Employees	Class No.	Departmental Title	Per Day	Per Month
6	1	B512	General Clerk-Typist .....		155
8	1	E154	Lineman .....		200
10	1	F252	Junior Civil Engineering Draftsman.....		160
17	62	J4	Laborer .....	6.00	
18	2	J66	Garageman .....	6.50	
19	6	M54	Auto Machinist .....	9.00	
19.1	1	M104	Blacksmith's Helper .....	7.08	
20	4	M254	Machinist .....	9.00	
21	1	M266	Foreman Meter Repairs .....		200
22	1	M268	Foreman Machinist .....		285
23	2	O1	Chauffeur .....	6.50	
24	1	O1	Chauffeur .....	7.50	
25	1	O116	Teamster .....	6.50	
26	2	U104	Leadman .....	6.00	
27	3	U108	Compressor Operator .....	7.50	
28	13	U112	Pipe Caulker .....	7.50	
29	5	U114	Main Pipe Foreman.....	7.75	
30	15	U116	Service Man .....	7.50	
31	1	U116	Service Man .....	7.75	
32	1	U136	General Foreman Service Meters .....		300
33	1	U140	General Foreman Main Pipes .....		325
34	10	U206	Water Department Worker .....	6.00	
35	2	U214	Pump Operator .....	6.00	
36	1	U226	General Maintenance Foreman .....		200
37	1	U227	General Maintenance Foreman (Less House) .....		210
38	3	U230	Maintenance Foreman .....		200
39	1	F202	Inspector of Public Works Construction		175
40	1	F202	Inspector of Public Works Construction		200

Approved by the Civil Service Commission.

July 5, 1939—Continued to July 10, 1939.

Finally passed by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

#### Final Passage

The following recommendations of the Streets Committee, heretofore passed for second reading, were taken up:

Ordering the Improvement of the Easterly One-Half of 38th  
Avenue Between Lawton Street and Moraga Street.  
(Series of 1939)

Bill No. 233, Ordinance No. 230, as follows:

Ordering the Performance of Certain Street Work to Be Done in the City and County of San Francisco, Approving and Adopting Specifications Therefor, Describing and Approving the Assessment District, and Authorizing the Director of Public Works to Enter Into Contract for Doing the Same.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors, June 19, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of portions of Thirty-eighth Avenue (easterly one-half) between Lawton Street and Moraga Street, by grading to official line and subgrade, and by the construction of the following items:

Item No.	Item
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1. Asphaltic concrete-rock sub-base pavement, consisting of a 6-inch compacted rock sub-base, a 4-inch asphaltic concrete base, and a 2-inch asphaltic concrete wearing surface.
2. Unarmored concrete curb.
3. 6-inch vitrified clay pipe side-sewers.
4. Water services.

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated and numbered respectively as:

Block 1906, Lots 19, 20, 22, 23, 24, 25, 26, 27, 28 and 31A.

all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above mentioned improvement.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roucovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

## NEW BUSINESS

### Adopted

The following recommendations of Finance Committee were taken up:

**Release of Lien Filed re Old Age Security, Trimble Clark Gainey.**

(Series of 1939)

Resolution No. 419, as follows:

Whereas, Notices of aid have been recorded in San Mateo County

pursuant to Section 4 of the Old Age Security Act and Section 2225 of the Welfare and Institution Code; and

Whereas, The filing of such notices created a lien on the property of the recipients of such aid; and

Whereas, The recipients of such aid, on payment of the debt secured by such lien, are entitled to receive a release thereof; and

Whereas, A lien has been placed by the Board of Supervisors of the City and County of San Francisco, on recommendation of the County Welfare Department, against the property described as follows:

Property of Trimble Clark Gainey, recorded December 9, 1936, in Book 723, Page 23, Official records of San Mateo County.

Now, Therefore, Be It Resolved, That upon receipt of all money secured by said lien, David A. Barry, Clerk of the Board of Supervisors, is hereby authorized to execute and deliver on behalf of and in the name of said Board, a release of such lien.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

### Land Purchases—19th Avenue Widening.

(Series of 1939)

Resolution No. 420, as follows:

Land purchases—19th Avenue widening.

Resolved, in accordance with the recommendation of the Department of Public Works, that the City and County of San Francisco purchase from the following named parties, or the legal owners, certain parcels of land situated in San Francisco, California, required for the widening of 19th Avenue, State Highway, Route No. 56, and that the sums set forth below be paid for said property from Appropriation No. 051.908.58, Project No. 5-A:

A Davin, et ux.....	\$4,500.00
All of Lot 5D,	
Assessor's Block 2331.	
C. F. Hoe and Veterans' Welfare Board.....	\$3,786.00
Portion of Lot 10,	
Assessor's Block 2199.	
Martin H. Blote, et al.....	\$4,050.00
Portion of Lots 12 and 13,	
Assessor's Block 1925.	

The above amounts include damages in full to the improvements now located on the lands, said improvements to be relocated by the Grantors.

Reference is hereby made to the written offers on file in the office of the Director of Property from the above named parties for particular descriptions of said parcels of land.

The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Funds available by the Controller.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

**Land Purchase—19th Avenue Widening.**  
(Series of 1939)

Resolution No. 421, as follows:

Land purchase—19th Avenue widening.

Resolved, in accordance with the recommendation of the Department of Public Works, that the City and County of San Francisco purchase from the following named party, or the legal owner, certain land situated in San Francisco, California, required for the widening of 19th Avenue, State Highway Route No. 56, and that the sum set forth below be paid for said property from Appropriation No. 051.908.58, Project No. 5-A:

Alice Elizabeth Coffey .....\$3,057.00  
Portion of Lot 4C,  
Assessor's Block 1925.

The above amount includes damages in full to the improvements now located on the property, said improvements to be relocated by the Grantor.

Reference is hereby made to the written offer on file in the office of the Director of Property from the above named party for a particular description of said parcel of land.

The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Funds available by the Controller.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

**Land Purchase—19th Avenue Widening.**  
(Series of 1939)

Resolution No. 422, as follows:

Land purchase—19th Avenue widening.

Resolved, in accordance with the recommendation of the Department of Public Works, that the City and County of San Francisco purchase from the following named party, or the legal owner, certain land situated in San Francisco, California, required for the widening of 19th Avenue, State Highway Route No. 56, and that the sum set forth below be paid for said property from Appropriation No. 051.908.58, Project No. 5-A:

Ida Brown, et vir.....\$4,500.00  
Portions of Lots 24, 25, 26 and 27,  
Assessor's Block 2055.

Reference is hereby made to the written offer on file in the office of the Director of Property from the above named parties for a particular description of said parcel of land.

The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Funds available by the Controller.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

### Land Purchases—19th Avenue Widening.

(Series of 1939)

Resolution No. 423, as follows:

Land purchases—19th Avenue widening.

Resolved, in accordance with the recommendation of the Department of Public Works that the City and County of San Francisco purchase from the following named parties, or the legal owners, certain parcels of land situated in San Francisco, required for the widening of 19th Avenue, State Highway Route No. 56, and that the sums set forth below be paid for said property from Appropriation No. 051.908.58, Project No. 5A:

Heyman Bros. ....	\$8,150.00
Lots 14, 15 and 17,	
Assessor's Block 2116.	
Patrick Lovett, et ux.....	\$3,900.00
Portion of Lot 9,	
Assessor's Block 2199.	

The above amounts include damages in full to the improvements now located on Lots 9 and 17, said improvements to be relocated by the Grantors.

Reference is hereby made to the written offers on file in the office of the Director of Property from the above named parties for particular descriptions of said parcel of land.

The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Funds available by the Controller.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

### Confirming Sale of Certain Fire Department Land in Assessor's Block 5714 to Housing Authority of the City and County of San Francisco.

(Series of 1939)

Resolution No. 424, as follows:

Confirming sale of certain Fire Department land in Assessor's Block 5714 to Housing Authority of the City and County of San Francisco.



Whereas, pursuant to Ordinance No. 207, Bill No. 205, (Series of 1939) the Director of Property advertised in the official newspaper that bids or offers would be received by him on July 19, 1939, for the sale of the following described City owned land situated in the City and County of San Francisco, State of California:

Commencing at the southeast corner of Block No. 2, as per map of Holly Park Tract, recorded July 5, 1883, in Book 1 of Maps, at page 169 and 170, Official Records of the City and County of San Francisco; running thence northeasterly along the westerly line of Holly Park Circle 89 feet 4 inches to the most easterly corner of said Block No. 2; thence northwesterly 58 feet along the northeasterly line of said Block No. 2; thence at right angles southwesterly 57 feet; thence deflecting 23° to the left and running southwesterly 56 feet, more or less, to the northeasterly line of Highland Avenue (formerly Plymouth Avenue); thence southeasterly along last named line 52 feet 6 inches, more or less, to the point of commencement.

Whereas, in response to said advertisement the Housing Authority of the City and County of San Francisco offered to purchase said land for the sum of \$6,250.00, cash, no higher bids having been made or received; and

Whereas, said sum of \$6,250.00 is more than 90% of the preliminary appraisal of said property as made by the Director of Property, the amount of said appraisal being \$6,250.00; and

Whereas, the Fire Commission has recommended the sale of said land.

Now, Therefore, Be It Resolved, that said offer be and is hereby accepted.

Be It Further Resolved, that the Mayor and the Clerk of the Board of Supervisors, on behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute the deed for the conveyance of said land to the Housing Authority of the City and County of San Francisco. The Director of Property shall deliver the deed to the Grantee upon receipt of the purchase price.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Coiman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

Clerk to Advertise Sale of \$300,000 Airport Bonds 1938, August 7, 1939.

(Series of 1939)

Resolution No. 425, Code No....., as follows:

Resolved, that the Clerk of the Board of Supervisors is hereby directed to advertise in the official newspaper, a notice of sale that, on the 7th day of August, 1939, the Board of Supervisors will receive sealed proposals up to the hour of 3:00 o'clock P. M. on said date, for the purchase of:

\$300,000. Airport Bonds, 1938, Dated January 1, 1938.

Said lot of 300 bonds is comprised of 124 bonds of \$1000 denomination, maturing January 1, 1940, 19 bonds of \$1000 denomination, maturing January 1, 1941 to 1944 inclusive, and 20 bonds of \$1000 denomination, maturing January 1, 1945 to 1949 inclusive, all bearing interest at a rate or rates not exceeding six per centum per annum, as shall be named by the bidder, and the bidder or bidders shall specify

in their bids the interest rates desired not exceeding six per centum per annum. Interest on said bonds will be payable semi-annually January 1 and July 1.

Approved as to form by the City Attorney.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

**Providing for Annual Audit of Controller's Books, at Cost Not to Exceed \$5,000.  
(Series of 1939)**

Resolution No. 426, Code No....., as follows:

Whereas, it is incumbent upon the Board of Supervisors, under the provisions of Section 68 of the Charter, to order an annual audit of the Controller's books of accounts, records and transactions to be made by one or more certified accountants; now, therefore, be it

Resolved, That the Board of Supervisors does hereby order an audit of the said Controller's books and accounts, records and transactions for the fiscal year 1938-1939, and for the purpose of making said audit does hereby engage and retain the firm of Lybrand, Ross Bros. and Montgomery, certified public accountants, and hereby fix the compensation of said firm as follows, to-wit: For supervising accountant, \$50 per day; for senior accountant, \$25 per day; for junior accountant, \$15 per day; together with such office expense, including typewriting, as may be incidental to the preparation of a full report of the audit of said accountants; and be it

Further Resolved, That the report of such accountants shall be printed and a copy thereof furnished to the Mayor and to each member of the Board of Supervisors, to the Chief Administrative Officer, to the Controller and to such citizens as may apply therefor; and be it

Further Resolved, That the total expense of making such audit shall not exceed the sum of \$5,000 and shall be paid from Appropriation No. 901.248.00, fiscal year 1939-1940, Appropriation Ordinance.

Approved as to form by the City Attorney.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

**Confirming Lease of Ocean Avenue Property to John F. O'Sullivan and Repealing Resolution No. 65, Series of 1939.  
(Series of 1939)**

Resolution No. 427, as follows:

Confirming lease of Ocean Avenue property to John F. O'Sullivan and repealing Resolution No. 65, Series of 1939.

Whereas, pursuant to Ordinance No. 12.173526, Bill No. 1793, the Director of Property advertised in the official newspaper that bids would be received by him on July 21, 1939, for leasing the following described real property situated in the City and County of San Francisco:

Commencing at the southwest corner of San Francisco Parcel 22 as described in deed recorded March 3, 1930, Liber 2002, page 1, Official Records of San Francisco, which corner is the point of intersection of the northeasterly line of Ocean Avenue with the east line

of Westwood Park; running thence northerly 650 feet along the west line of Parcel 22; thence at a right angle easterly 375 feet; thence at a right angle southerly 750 feet more or less to a point on the north-easterly line of Ocean Avenue; thence northwesterly along last named line 390 feet more or less to the point of commencement.

Whereas, in response to said advertisement, John F. O'Sullivan offered to lease said land for a period of three years at a rental of \$100.00 per month, beginning August 1, 1939, no higher bids having been made or received; and

Whereas, the Public Utilities Commission has recommended said lease.

Now, Therefore, Be It Resolved, That said offer be and is hereby accepted.

Be It Further Resolved, That the Mayor and the Clerk of the Board of Supervisors in behalf of the City and County of San Francisco, a municipal corporation, as Lessor, are hereby authorized and directed to execute the necessary lease to John F. O'Sullivan as Lessee. Upon the execution of this lease, the Lessee shall immediately furnish the City a good and sufficient bond, satisfactory to the City, and payable to the City and County of San Francisco in the sum of \$1,000.00 which bond shall be security for payment of rental due.

Resolution No. 65, Series of 1939, adopted by this Board on January 30, 1939, is hereby repealed.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

#### Re-reference to Committee

The following recommendation of the Finance Committee was taken up:

Authorizing Settlement of Dispute Between MacDonald & Kahn Co., Ltd., and the City and County of San Francisco, and Fidelity and Deposit Company of Maryland, in Connection with Construction of the Richmond Sewer Tunnel and appurtenances.

Bill No. 238, Ordinance No. ...., as follows:

(Series of 1939)

Authorizing settlement of dispute between MacDonald & Kahn Co., Ltd., and the City and County of San Francisco, and Fidelity and Deposit Company of Maryland, in connection with construction of the Richmond sewer tunnel and appurtenances.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The City Attorney having recommended the settlement of the action of City and County of San Francisco, a municipal corporation, v. MacDonald & Kahn Co., Ltd., a corporation, and Fidelity and Deposit Company of Maryland, a corporation, Superior Court, San Francisco, No. 282,136, said action being one for the purpose of determining the liability of the City and County of San Francisco, a municipal corporation, MacDonald & Kahn Co., Ltd., a corporation, and Fidelity and Deposit Company of Maryland, a corporation, for damages under the contract of August 22, 1936, wherein and whereby MacDonald & Kahn Co., Ltd., as contractor agreed to construct a sewer tunnel according to certain plans and specifications prepared

by the City and County of San Francisco, and said MacDonald & Kahn Co., Ltd., having agreed as follows:

"This Agreement, made and entered into the 17th day of March, 1939, by and between the City and County of San Francisco, a municipal corporation, hereinafter called the 'City,' party of the first part, and MacDonald & Kahn Co., Ltd., a Delaware corporation, hereinafter called the 'Contractor,' party of the second part,

Witnesseth

"Whereas, on or about the 22nd day of August, 1936, the Contractor made and entered into a contract with the City providing for the construction of a sewer tunnel known and designated as the 'Richmond Sewer Tunnel and Appurtenances,' according to plans and specifications prepared by said City; and

"Whereas, on or about the 1st day of October, 1936, the Contractor commenced the construction of said public work in accordance with said contract, which said work was completed and accepted by said City on or about the 24th day of March, 1938, and;

"Whereas, various claims and actions have been and may be presented and brought against the City and Contractor alleging liability for damage to property claimed to have been caused by the construction of said public work; and

"Whereas, City contends that the Contractor has undertaken to defend, indemnify and save harmless the City from any and all such claims arising out of the construction of said public work, and it is the contention of the Contractor that it has not agreed to undertake and is not bound to defend and indemnify or save harmless the City against such claims or suits unless the damage was caused by the negligence of the Contractor in the Construction of said public work, and it is the further contention of the Contractor that it was not negligent in the performance of said contract; and

"Whereas, the parties desire to compromise and settle said dispute in order to save the time, costs and expense of litigation;

"Now, Therefore, in consideration of the premises, it is agreed by and between the parties hereto as follows:

1. The Contractor agrees to pay two-thirds and the City agrees to pay the remaining one-third of the amount of any damages, including costs, which may be awarded by final judgment against said City and said Contractor jointly or against said City alone or said Contractor alone in favor of any property owner for damage to property caused by or arising out of the construction of said public work. In other words, it is the intent and purpose of the foregoing agreement that if any property owner shall recover final judgment against both said City and Contractor jointly, such judgment shall be jointly satisfied by said City and Contractor in the proportions stated; or if such property owner shall recover final judgment against said City alone, said judgment shall be jointly satisfied by said City and Contractor in the proportions stated; or if such property owner shall recover final judgment against said Contractor alone, said judgment shall be jointly satisfied by said City and Contractor in the proportions stated; or if such property owner shall recover final judgment against said City and said Contractor in different amounts in the same action (said judgment not being joint), the total of such judgment against both parties shall be jointly satisfied by said City and Contractor in the proportions stated.

2. In the event any such judgment shall, through legal process or by mutual consent of said City and Contractor, be wholly satisfied by said City alone or by said Contractor alone, then the party who did not contribute to the satisfaction of such judgment shall promptly on demand pay its proportion, as stated above, of such judgment to the party who has wholly satisfied the judgment. Such demand may

be made on said City by service on the City attorney and on the Contractor by service on its attorneys of record.

3. Said City and Contractor shall use their best efforts to settle any claims or actions for damage to property caused by or arising out of the construction of said public work for which damage there is or may be liability on the part of said City and Contractor, or either of them. In the event said City and Contractor mutually agree to settle any suit, claim or action, the amount necessary to effect such settlement shall be paid to such property owner by said City and Contractor in the proportions stated above.

4. This agreement shall not include or apply to any liability established by default of either party or to any liability assumed or admitted by either party hereto without the written consent of the other party hereto, or its attorney.

5. Each party hereto shall cooperate with the other to the fullest extent in the defense of any action referred to herein and brought against both or either of the parties hereto; each party hereto shall be represented by its own attorney in any such action; the expenses of procuring expert testimony and of making investigations mutually agreed upon by the attorneys for the parties hereto as being necessary to the proper defense of any such action shall be paid by each of said parties in the proportions above set forth; other costs and expenses accruing to said parties shall be borne by the party incurring the same.

6. In consideration of this agreement and the payments to be made by said Contractor in event judgment or judgments may be recovered or settlements made as aforesaid, said City acknowledges full and complete satisfaction of any and all provisions of the contract, referred to above, and Invitation for Proposals, Proposals Submitted, Information for Bidders, and Plans and Specifications numbered 18,942 referred to and made a part of said contract, requiring said Contractor to defend, indemnify, save harmless said City from damages, costs or liability to property of others arising from said Contractor's performance of said contract, work, or operations; said City does further agree that this agreement shall supersede and take the place of the said provisions of said contract, plans and specifications and does hereby release and discharge said contractor from any and all such provisions of said contract, plans and specifications; and said City does hereby agree that it shall have no right to recover from said Contractor any payment said City may make or is required to make pursuant to the terms of this agreement.

7. It is further agreed that the terms of this agreement shall not apply to any claims or actions against the said City for value of property taken for rights of way or easements for the construction of said public work.

8. The parties hereto agree to employ some person satisfactory to the City and the Contractor for the purpose of negotiating the settlement of said claims and actions, the expense of said negotiations to be paid by each of the parties in the proportions above set forth."

And said Fidelity and Deposit Company of Maryland having agreed as follows:

"Whereas, Fidelity and Deposit Company of Maryland executed its bond in favor of the City and County of San Francisco, dated August 21, 1936, in the principal sum of Two Hundred Twenty-three Thousand Dollars (\$223,000.00), conditioned upon the faithful performance of the contract between the City and County of San Francisco and MacDonald & Kahn Co., Ltd., dated the 22nd day of August, 1936, providing for the construction of the Richmond Sewer Tunnel and Appurtenances; and



"Whereas, said City and County of San Francisco is willing to execute the foregoing agreement of settlement upon the condition that the Fidelity and Deposit Company of Maryland shall not be released of its obligations pursuant to the terms of said bond by reason of the execution of said agreement of settlement;

"Now, Therefore, in consideration of the execution of the foregoing agreement by the City and County of San Francisco the Fidelity and Deposit Company of Maryland does hereby consent and agree to the execution of said agreement and all the terms and conditions thereof, and does hereby covenant and agree that the execution of said agreement shall not in any manner be construed so as to relieve or release the Fidelity and Deposit Company of Maryland from any of its obligations or liabilities provided for in said bond.

"Dated; March 16, 1939."

Sec. 2. Said City Attorney is hereby ordered and authorized to settle said pending litigation in accordance with the terms of the foregoing agreements.

\$22,000 available by the Controller.

The foregoing matter, after brief explanation by Mr. Henry Heidelberg, Deputy City Attorney, was re-referred by the Chair to the Finance Committee for further consideration.

#### Passage for Second Reading

The following recommendations of the Finance Committee were taken up:

#### Authorizing Conveyance of Certain Land to City Title Insurance Company in Exchange for Certain Real Property Required for Proposed McLaren Park.

(Series of 1939)

Bill No. 239, Ordinance No....., as follows:

Authorizing conveyance of certain land to City Title Insurance Company in exchange for certain real property required for proposed McLaren Park.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to Section 92 of the Charter of the City and County of San Francisco, the Director of Property, in lieu of sale, is hereby authorized and directed to arrange for trading certain City owned land hereinafter referred to as Parcel "A" to the City Title Insurance Company, in exchange for certain real property hereinafter referred to as Parcel 1.

Section 2. Said Parcel "A" is a portion of that certain tract of land described in Ordinance No. 206, Bill No. 204, Series of 1939, approved by the Mayor of San Francisco on July 7, 1939, which tract was proposed to be sold under the provisions of Ordinance No. 206.

Section 3. The Director of Property has made an appraisal of said real property and estimates the value of Parcel "A" to be \$600.00 and the value of Parcel 1 to be \$600.00.

Section 4. Said Parcels are situated in the City and County of San Francisco, State of California, and are more particularly described as follows:

Parcel "A":

COMMENCING at a point on the southeasterly line of Woolsey Street, distant thereon 90 feet northeasterly from the northeasterly



line of Hamilton Street; running thence northeasterly along the southeasterly line of Woolsey Street 30 feet; thence at a right angle southeasterly 100 feet; thence at a right angle southwesterly 30 feet; thence at a right angle northwesterly 100 feet to the point of commencement.

BEING a portion of Paul Tract Homestead Association Block No. 1.

**Parcel 1:**

COMMENCIING at the point of intersection of the northwesterly line of Bacon Street with the northeasterly line of Mansfield Street; running thence northwesterly along the northeasterly line of Mansfield Street 100 feet; thence at a right angle northeasterly 120 feet; thence at a right angle southeasterly 100 feet to a point on the northwesterly line of Beacon Street; thence southwesterly along last named line 120 feet to the point of commencement.

BEING a portion of University Extension Homestead Association Block No. 156.

Section 5. The Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute the necessary deed for the conveyance of Parcel "A" to the City Title Insurance Company, or its assignee. The Director of Property shall deliver said conveyance to the Grantee upon receipt of the necessary deed to Parcel 1, and shall record the latter deed.

Approved by the Director of Property.

Form approved by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Rolcovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

**Supplemental Appropriation \$1000, from Unallocated County Road Fund, City Aid for Improvement of Gates Street, between Powhattan Avenue and Bernal Heights Boulevard.**

(Series of 1939)

Bill No. 240, Ordinance No....., as follows:

Authorizing a supplemental appropriation of \$1000.00 from the Unallocated County Road Fund, Appropriation No. 948,900.00 to the credit of Appropriation No. 948,969.00 for city aid necessary for the improvement of Gates Street between Powhattan Avenue and Bernal Heights Boulevard, said work being performed under the Street Improvement Ordinance of 1934.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1000.00 is hereby appropriated and set aside from the Unallocated County Road Fund, Appropriation No. 948,900.00 to the credit of Appropriation No. 948,969.00 for city aid necessary for the improvement of Gates Street between Powhattan Avenue and Bernal Heights Boulevard; said work to be performed under the Street Improvement Ordinance of 1934.

Section 111 of the Charter provides that when street assessments are authorized to be paid in installments over a period not to exceed ten years, no annual installment payment shall exceed twenty-five per cent of the assessed value of the land against which the assessment

is levied; therefore, this appropriation is necessary to make the assessment valid.

Recommended by the Director Department of Public Works.

Approved by the Acting Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

**Supplemental Appropriation of \$3500 to Cover Estimated Cost of  
Constructing Alterations to Geary Street Car Barn**

(Series of 1939)

Bill No. 241, Ordinance No. .... , as follows:

Authorizing a supplemental appropriation of \$3500 from the Municipal Railway Operating Fund to provide additional funds to those appropriated in the 1938-1939 budget in amount \$8500, to cover the estimated cost of constructing alterations to the Geary Street Car Barn.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$3500 is hereby appropriated out of the Municipal Railway Operating Fund to the credit of Appropriation No. 965-500-00, to provide additional funds to those appropriated in the 1938-1939 Budget in amount \$8500, to provide for the estimated cost of constructing alterations to the Geary Street Car Barn.

Approved as to form by the City Attorney.

Approved by the Public Utilities Commission.

Recommended by the Manager of Utilities.

Funds available by the Controller.

Approved by the Mayor.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

**Adopted**

The following recommendations of the Streets Committee were taken up:

**Approving Map Showing Change of Grades on Coso Avenue, Stoneman Street, Aztec Street, and on Bonview Street; and Declaring Intention to Change and Establish Grades in Accordance therewith.**

(Series of 1939)

Resolution No. 428, as follows:

Resolved, That that certain diagram entitled "Grade Map Showing the Proposed Change and Establishment of Grades on Coso Ave. between Winfield St. and Bonview St.; on Stoneman St. between Bonview St. and Shotwell St.; on Aztec St. between Coso Ave. and Shotwell St. and on Bonview St. between Coso Ave. and a line at right angles to the easterly line of, 83.09 ft. southerly from Coso Ave."; approved

July 14, 1939, by Director of Public Works' Order No. 10,980, be and is hereby approved, and be it

Further Resolved, That it is the intention of the Board of Supervisors to change and establish grades on Coso Ave. between Winfield St. and Bonview St.; on Stoneman St. between Bonview St. and Shotwell St.; on Aztec St. between Coso Ave. and Shotwell St. and on Bonview St. between Coso Ave. and a line at right angles to the easterly line of, 83.09 ft. southerly from Coso Ave., at the points specified and at the elevations above city base as shown upon said map.

The Board of Supervisors hereby declares that no assessment district is necessary as no damage will result from said change of grades.

The Director of Public Works is hereby directed to cause to be conspicuously posted along the street or streets upon which such change or modification of grade or grades is contemplated, notice of the passage of this Resolution of Intention.

These proceedings are instituted in accordance with the "Change of Grade Act of 1909." The San Francisco News is hereby designated as the newspaper in which this resolution shall be published

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

### Passage for Second Reading

The following recommendation of Streets Committee was taken up:

#### Changing Sidewalk Widths on Berry Street Between 2nd and 3rd Streets

(Series of 1939)

Bill No. 242, Ordinance No. .... as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by amending Section Two Hundred and Forty-five (245) thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office July 13, 1939, by amending Section Two Hundred and Forty-five (245) thereof to read as follows:

*Section 245. THE WIDTH OF SIDEWALKS ON BERRY STREET, THE NORTHWESTERLY SIDE OF, BETWEEN SECOND AND THIRD STREETS SHALL BE 3'-6".*

The width of sidewalks on Berry Street, the southeasterly side of, between Second and Third Streets shall be abolished.

The width of sidewalks on Berry Street between Third Street and Seventh Street shall be 15 feet.

The width of sidewalks on Berry Street between Seventh Street and De Haro Street shall be abolished.

Form approved by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

**Changing Sidewalk Widths on King Street Between 2nd and 3rd Streets**  
(Series of 1939)

Bill No. 243, Ordinance No. ...., as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by amending Section Two Hundred and Forty-six (246) thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office July 13, 1939, by amending Section Two Hundred and Forty-six (246) thereof to read as follows:

Section 246. The width of sidewalks on King Street between Division and Third Streets shall be 15 feet.

The width of sidewalks on King Street, the northwesterly side of, between Second and Third Streets shall be abolished.

The width of sidewalks on King Street, the southeasterly side of, between Second and Third Streets shall be 4 feet.

The width of sidewalks on King Street between Second Street and The Embarcadero shall be abolished.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

**Changing and Re-establishing Grades on Miguel Street between Beacon and Bemis Streets, and on Fairmount Street between Laidley and Miguel Streets.**

(Series of 1939)

Bill No. 244, Ordinance No. ...., as follows:

Changing and Re-establishing the Official Grades on Miguel Street between Beacon and Bemis Streets, and on Fairmount Street between Laidley and Miguel Streets.

Whereas, The Board of Supervisors, on the written recommendation of the Director of Public Works, did on the 15th day of May, 1939, by Resolution No. 291 (Series of 1939), declare its intention to change and re-establish the grades on Miguel Street between Beacon and Bemis Streets, and on Fairmount Street between Laidley and Miguel Streets; and

Whereas, Said Resolution was so published for two days, and the Director of Public Works within ten days after the first Publication of said Resolution of Intention caused notices of the passage of said Resolution to be conspicuously posted along all streets specified in the Resolution, in the manner and as provided by law; and

Whereas, More than thirty days have elapsed since the first publication of said Resolution of Intention; therefore, Be It Ordained by the People of the City and County of San Francisco as follows:

Section 1. The grades on the following named streets at the points hereinafter named and at the elevations above City base as hereinafter stated, are hereby changed and established as follows:

MIGUEL STREET:	Feet
Northerly line of, at Beacon St. easterly line.....	426
(The same being the present official grade)	
Southerly line of, at Beacon St. easterly line.....	428
(The same being the present official grade)	
On a line at right angles to the northerly line of, 147.87 feet westerly from the first angle easterly from Beacon St.....	401
On a line at right angles to the northerly line of, 51.16 feet westerly from the first angle easterly from Beacon St.....	383.35
Northerly curb line of, on the bisector of the first angle easterly from Beacon St.....	377
Southerly curb line of, on the bisector of the first angle easterly from Beacon St. ....	376
On a line at right angles to the northerly line of, 51.16 ft. east- erly from the first angle easterly from Beacon St.....	373.30
On a line at right angles to the southerly line of, 40 ft. west- erly from the second angle easterly from Beacon St.....	359.34
At a point 7 ft. southwesterly from the northeasterly line of, 9.60 ft. southeasterly from the second angle easterly from Beacon St. ....	355.02
At a point on the southwesterly curb line of, cut by a line at right angles to the northeasterly line of, 9.60 ft. southeasterly from the second angle easterly from Beacon St.....	355.02
14 ft. northeasterly from the southwesterly line of, 20.46 ft. southeasterly from the second angle easterly from Beacon St.	354.51
On a line at right angles to the Southwesterly line of, 40.84 ft. northwesterly from the third angle easterly from Beacon St.	351.36
Northeasterly 7-ft. curb line of, 53.91 ft. southeasterly from the last described point (measured along the northeasterly curb line of) .....	350
Southwesterly 14-ft. curb line of, 45.65 ft. (measured along the curb line) southeasterly from a line at right angles to the southwesterly line of, 40.84 ft. northwesterly from the third angle easterly from Beacon St.....	349.50
At a point 7 ft. westerly from the easterly line of, at Fairmount St. southeasterly line .....	346.80
At a point 13 ft. easterly from the westerly line of, 39.10 ft. northerly from Bemis St.....	347.40
Westerly line of, at Bemis St. northerly line.....	347
(The same being the present official grade)	
Northeasterly line of, at the first angle northwesterly from Laidley St. ....	345
(The same being the present official grade)	

On Miguel St. between Beacon St. and Bemis St., and on Fairmount St. between Laidley and Miguel Sts. be changed and established to conform to true gradients between the grade elevations above given therefor and the present official grades of Laidley St. at Fairmount St.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Rercovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

**Changing and Establishing Grades on 19th Avenue between Irving  
and Kirkham Streets, Etc.**  
(Series of 1939)

Bill No. 245. Ordinance No....., as follows:

Changing and Re-establishing the Official Grades on 19th Avenue between Irving and Kirkham Streets, between Pacheco and Rivera Sts.; between a line parallel with Taraval St. and 200 ft. Northerly therefrom and Ulloa St. and between Vicente St. and Sloat Blvd.; on Judah St. between 18th Ave. and a line parallel with 20th Ave. and 108.51 ft. Easterly therefrom; on Kirkham St. between 18th and 19th Aves.; on Lawton, Moraga, Noriega and Rivera Sts. between lines parallel with and 120 ft. westerly from 18th Ave. and 19th Ave.; on Ortega and Pacheco Sts. between lines parallel with and 160 ft. West-erly from 18th Ave. and 19th Ave.; on Quintara St. between points respectively 120 ft. West-erly from 18th Ave. and 155 ft. Easterly from 20th Ave.; on Santiago St. between a point on the Northerly line of 155 ft. West-erly from 18th Ave. and 19th Ave.; and between a point on the Southerly line of 120 ft. West-erly from 18th and 19th Ave.; on Taraval St. between points on the Northerly line of respectively 198.54 ft. West-erly from 18th Ave. and 205 ft. Easterly from 20th Ave. and between points on the Southerly line of respectively 209.50 ft. West-erly from 18th Ave. and 232.21 ft. Easterly from 20th Ave.; on Ulloa and Vicente Sts. between lines parallel with and 169 ft. West-erly from 18th Ave. and 19th Ave. and between lines parallel with and 220.50 ft. Easterly from 20th Ave. and 19th Ave.; and on Wawona St. pro-duced from the West between the Easterly line of 19th Ave. and a line parallel with and 11.50 ft. Easterly therefrom.

Whereas, The Board of Supervisors, on the written recommendation of the Director of Public Works, did on the 15th day of May, 1939, by Resolution No. 290 (Series of 1939), declare its intention to change and re-establish the grades on 19th Ave. between Irving and Kirkham Sts.; between Pacheco and Rivera Sts.; between a line parallel with Taraval St. and 200 ft. Northerly therefrom and Ulloa St. and between Vicente St. and Sloat Blvd.; on Judah St. between 18th Ave. and a line parallel with 20th Ave. and 108.51 ft. Easterly therefrom; on Kirkham St. between 18th and 19th Aves.; on Lawton, Moraga, Noriega and Rivera Sts. between lines parallel with and 120 ft. West-erly from 18th Ave. and 19th Ave.; on Ortega and Pacheco Sts. between lines parallel with and 160 ft. West-erly from 18th Ave. and 19th Ave.; on Quintara St. between points respectively 120 ft. West-erly from 18th Ave. and 155 ft. Easterly from 20th Ave.; on Santiago St. between a point on the Northerly line of 155 ft. West-erly from 18th Ave. and 19th Ave.; and between a point on the Southerly line of 120 ft. West-erly from 18th and 19th Ave.; on Taraval St. between points on the Northerly line of respectively 198.54 ft. West-erly from 18th Ave. and 205 ft. Easterly from 20th Ave. and between points on the Southerly line of respectively 209.50 ft. West-erly from 18th Ave. and 232.21 ft. Easterly from 20th Ave.; on Ulloa and Vicente Sts. between lines parallel with and 169 ft. West-erly from 18th Ave. and 19th Ave. and between lines parallel with and 220.50 ft. Easterly from 20th Ave. and 19th Ave.; and on Wawona St. produced from the West between the Easterly line of 19th Ave. and a line parallel with and 11.50 ft. East-erly therefrom.

Whereas, Said Resolution was so published for two days, and the Director of Public Works within ten days after the first Publication of said Resolution of Intention caused notices of the passage of said Resolution to be conspicuously posted along all streets specified in the Resolution, in the manner and as provided by law; and

Whereas, More than thirty days have elapsed since the first publi-cation of said Resolution of Intention; therefore, Be It Ordained by the People of the City and County of San Francisco as follows:



Section 1. The grades on the following named streets at the points hereinafter named and at the elevations above City base as hereinafter stated, are hereby changed and established as shown on Map entitled 'Grade Map Showing the Proposed Change and Establishment of Grades on 19th Ave. between Irving and Kirkham Sts.; between Pacheco and Rivera Sts.; between a line parallel with Taraval St. and 200 ft. Northerly therefrom and Ulloa St. and between Vicente St. and Sloat Blvd.; on Judah St. between 18th Ave. and a line parallel with 20th Ave. and 108.51 ft. Easterly therefrom; on Kirkham St. between 18th and 19th Aves.; on Lawton, Moraga, Noriega and Rivera Sts. between lines parallel with and 120 feet Westerly from 18th Ave. and 19th Ave.; on Ortega and Pacheco Sts. between lines parallel with and 160 ft. Westerly from 18th Ave. and 19th Ave.; on Quintara St. between points respectively 120 ft. Westerly from 18th Ave. and 155 ft. Easterly from 20th Ave.; on Santiago St. between a point on the Northerly line of 155 ft. Westerly from 18th Ave. and 19th Ave.; and between a point on the Southerly line of 120 ft. Westerly from 18th and 19th Ave.; on Taraval St. between points on the Northerly line of respectively 198.54 ft. Westerly from 18th Ave. and 205 ft. Easterly from 20th Ave. and between points on the Southerly line of respectively 209.50 ft. Westerly from 18th Ave. and 232.21 ft. Easterly from 20th Ave.; on Ulloa and Vicente Sts. between lines parallel with and 169 ft. Westerly from 18th Ave. and 19th Ave. and between lines parallel with and 220.50 ft. Easterly from 20th Ave. and 19th Ave.; and on Wawona St. produced from the West between the Easterly line of 19th Ave. and a line parallel with and 11.50 ft. Easterly therefrom," approved by Director of Works Order No. 10,489, and filed in this office May 3, 1939.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

### **Changing Sidewalk Widths on 11th Street between Market, Bryant, and Division Streets**

(Series of 1939)

Bill No. 246, Ordinance No....., as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by amending Section Two Hundred and Forty-three (243) thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office July 13, 1939, by amending Section Two Hundred and Forty-three (243) thereof to read as follows:

Section 243. The width of sidewalks on Eleventh Street between Market Street, Bryant Street, and Division Street shall be 10 feet.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

**Approving Map Showing Proposed Establishment of Grades on Seal Rock Drive, Alta Mar Way & El Camino Del Mar; and Establishing Grades in Accordance Therewith.**

(Series of 1939)

Bill No. 248, Ordinance No. ...., as follows:

Approving map showing proposed establishment of grades on Seal Rock Drive between 45th Ave. and El Camino Del Mar; on Alta Mar Way between Seal Rock Drive and Point Lobos Ave.; and on El Camino Del Mar between Point Lobos Ave. and Seal Rock Drive; and establishing grades in accordance therewith.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. That certain diagram entitled "Grade Map Showing the Proposed Establishment of Grades on Seal Rock Drive between 45th Ave. and El Camino Del Mar.; on Alta Mar Way between Seal Rock Drive and Point Lobos Ave.; and on El Camino Del Mar between Point Lobos Ave. and Seal Rock Drive," as approved by the Director of Public Works' Order No. 10,862, on June 28, 1939, and filed in the office of the Board of Supervisors June 30, 1939, be and is hereby approved.

Section 2. The grades on streets as shown on the above entitled map, are hereby established at points and elevations above city base as shown on said map.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Coiman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

**Approving Map Showing Location of Street and Curb Lines and the Width of Sidewalks on Oneida Ave. Between Cayuga Ave. & Alemany Blvd.; and Establishing Sidewalk Widths in Accordance Therewith.**

(Series of 1939)

Bill No. 249, Ordinance No. .... as follows:

Amending Ordinance No. 1061, Entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered twelve hundred and twenty-two (1222); and approving map showing location of street and curb lines and the width of sidewalks on Oneida Ave. between Cayuga Ave. & Alemany Blvd.; and establishing sidewalk widths in accordance therewith.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. That that diagram entitled "Map Showing Location of Street and Curb Lines and the Width of Sidewalks on Oneida Avenue Between Cayuga Avenue and Alemany Blvd." as approved by the Director of Public Works' Order No. 10,863, on June 28, 1939, and filed in the office of the Board of Supervisors June 30, 1939, be and is hereby approved.

Section 2. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office June 30, 1939, by adding thereto a new section to be numbered Twelve Hundred & Twenty-two (1222) to read as follows:

Section 1222.

The width of sidewalks on Oneida Ave. between Cayuga Ave. and

Alemaný Blvd. shall be as shown on that certain Map titled, "Map showing the location of street and curb lines and the width of sidewalks on Oneida Ave. between Cayuga Ave. and Alemaný Blvd."

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Rencovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

### Accepting the Roadway of Teresita Boulevard

(Series of 1939)

Bill No. 250, Ordinance No. ...., as follows:

Providing for the acceptance of the roadway of Teresita Boulevard including crossings thereon as hereinafter described.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Whereas, the roadway of Teresita Boulevard, in the City and County of San Francisco, between Portola Drive and Fowler Avenue including the intersection of Teresita Boulevard and Juanita Way and between Agua Way and the south line of Los Palmos Drive, including the intersections of Teresita Boulevard with Isola Way, Sequoia Way, Gaviota Way, El Sereno Way, Rio Court, Marietta Drive, Los Palmos Drive, and including the crossings of Teresita Boulevard with Reposa Way and Arroyo Way and Teresita Boulevard between the north line of Stanford Heights Avenue and a line 240 feet easterly and parallel to the easterly line of Foerster Street, including the intersections of Teresita Boulevard with Stanford Heights Avenue, Kenyon Avenue and Stillings Street, has heretofore been paved in accordance with the specifications of the Department of Public Works, which said paving was completed during the year 1929; and

Whereas, it was certified by M. M. O'Shaughnessy, then City Engineer, that said paving of said Teresita Boulevard, as hereinbefore described, was so paved in accordance with said specifications and that the necessary sewers, gas and water pipes were laid therein; and

Whereas, no formal acceptance of said street was ever given by the Board of Supervisors; and

Whereas, immediately upon the completion of the paving of said Teresita Boulevard, as hereinbefore set forth, the same was thrown open to the public and used as an open public street in the City and County of San Francisco; and

Whereas, by reason of excessive travel over said Teresita Boulevard the pavement thereof has in places deteriorated and is now in need of reconstruction; and

Whereas, Meyer Brothers, who are the owners of a majority of the property fronting on said Teresita Boulevard, have deposited with the Director of Public Works the sum of Six Thousand Dollars (\$6000.00) for the purpose of aiding in the repair of said Teresita Boulevard; and

Whereas, the Director of Public Works estimates that the cost of repairing said Teresita Boulevard will be approximately Twelve Thousand Dollars (\$12,000.00); and

Whereas, the fact that the hereinbefore described portions of the roadway of Teresita Boulevard were not accepted at the time of the completion of the paving of said boulevard in 1929, was not the fault of Meyer Brothers or of any of the property owners whose property abuts said boulevard within the boundaries referred to.

Section 2. Therefore, it is ordered that the Director of Public Works shall accept from Meyer Brothers the said sum of Six Thousand Dollars (\$6000.00) to be applied towards the repair of said

Teresita Boulevard within the boundaries hereinbefore referred to and that such additional amounts of money as may be necessary to complete said repairs shall be furnished from funds of the City and County of San Francisco which are or may be made available for such purpose.

Section 3. That those portions of the roadway of said Teresita Boulevard, hereinabove referred to, are hereby accepted by the City and County of San Francisco as open, public and paved streets.

Approved by Director, Department of Public Works.

Approved by Chief Administrative Officer.

Approved as to Form by City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

#### Re-referred to Committee

The following matter, pursuant to motion by Supervisor Uhl on June 19, was presented by the Streets Committee with recommendation that it *do not pass*:

#### Repealing Section 100, Chapter XI, Part II, San Francisco Municipal Code, Relating to Early Morning Parking (Series of 1939)

Bill No. 247, Ordinance No....., as follows:

An ordinance repealing Section 100, Chapter XI, Part II, San Francisco Municipal Code, Relating to Early Morning Parking.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 100, Chapter XI, Part II, San Francisco Municipal Code, relating to early morning parking, is hereby repealed.

Supervisor Uhl stated that he had requested the matter be held in Streets Committee for a period of 90 days until after the effects of the recently enacted state prima facie legislation had become known.

The Chair ruled that the matter was not in proper form for action by the Board, and referred same back to committee.

The following matter, presented to the Education, Parks and Recreation Committee without recommendation, was taken up:

#### Extending the Time Within Which to Award the Contract for the Construction of the Francis Scott Key School Auditorium (Series of 1939)

Resolution No. 436, as follows:

Extending the time within which to award the contract for the construction of the Francis Scott Key School Auditorium.

Whereas, the Public Works Administration of the Federal Government has called upon the Mayor for a report regarding the construction of the Francis Scott Key School Auditorium; and

Whereas, Said Public Works Administration has notified the Mayor that all public works projects must be approved by the Mayor; and

Whereas, the Mayor has requested additional time to consider the award of the contract for the construction of said auditorium;

Now, Therefore, Be It Resolved, That the time within which the Director of Public Works may award said contract be and the same

is hereby extended to and including the 26th day of August, 1939, but that nothing herein contained shall prevent the award of said contract at an earlier date should the Director of Public Works desire to do so.

*Supervisor Colman approving.*

*Supervisor Uhl disapproving.*

*Supervisor Brown absent.*

Approved by the Director of Public Works.

Recommended by the Mayor.

Approved as to form by the City Attorney.

Approved by the Chief Administrative Officer.

### Privilege of the Floor

Mr. A. D. Wilder, Director of Public Works, explained the purport of the proposed resolution, stating that bids had been taken by his department on July 7th, based on plans for construction of proposed auditorium without a lobby. The Parent-Teacher Association and citizens in the district are not satisfied with the plans and want them modified. Under the law the bids must be awarded within twenty days, or they become automatically rejected within 20 days, or on July 17th, unless an extension of time for the award of bids is granted by the Board of Supervisors. This extension of time is requested merely to avoid the necessity of taking bids again.

The Parent-Teacher Association, through Mrs. Thomas R. Best, offered no objection to the proposed resolution.

Supervisor Uhl, thereupon, announced that he opposed the resolution before Committee, had no objection thereto, since the Parent-Teacher Association did not object.

Whereupon no further objection being raised, the foregoing resolution was adopted by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

### Adopted

The following recommendations of Public Buildings, Lands and City Planning Commission were taken up:

### Fixing Date for Hearing Appeal, Rezoning Southerly Side of Palmetto Avenue 100 Feet Easterly from Orizaba Avenue (Series of 1939)

Resolution No. 431, as follows:

Fixing date for hearing appeal, rezoning southerly side of Palmetto Avenue 100 feet easterly from Orizaba Avenue.

Resolved, That the time for hearing the appeal from the decision of the City Planning Commission, denying application to rezone from First Residential District to Light Industrial District, property located at the southerly side of Palmetto Avenue 100 feet easterly from Orizaba Avenue, is hereby set for Monday, July 31, 1939, at 2 P. M.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

**Adopted**

The following recommendation of Health Committee was taken up:

**Exempting From Residential Requirements of the Charter, Psychologist Employments, Class L404**

(Series of 1939)

Resolution No. 432, as follows:

Resolved, That pursuant to provisions of Section 7 of the Charter and on the recommendation of the Director of Public Health and the Mayor, and with the approval of the Civil Service Commission, the Class of L404 Psychologist is hereby exempted from the residential requirements of the Charter as set forth in Section 7 thereof.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

**Adopted**

The following recommendations of His Honor the Mayor were taken up:

**Leave of Absence—Mr. Walter A. Scheffauer, Member Retirement Board**

(Series of 1939)

Resolution No. 433, as follows:

Resolved, That in accordance with the recommendation of his Honor the Mayor, Mr. Walter A. Scheffauer, Member of the Retirement Board, is hereby granted a leave of absence for a period not to exceed sixty days, commencing August 10, 1939, with permission to leave the State.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

**Leave of Absence—Mr. Philip L. Bush, Member Board of Education**

(Series of 1939)

Resolution No. 434, as follows:

Resolved, That in accordance with the recommendation of his Honor the Mayor, Mr. Philip L. Bush, member of the Board of Education, is hereby granted a leave of absence for the period from July 26, 1939, to August 10, 1939, with permission to leave the State.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.



## ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.

### Golden Gate Bridge Fiesta Deficit

Supervisor Brown called attention to an article in Arthur Caylor's "Behind the News" column in the San Francisco News on July 19, 1939, which he read, together with communication from him, addressed to Mr. Arthur Caylor, and requested that the article and his reply thereto be printed in the Journal of Proceedings, as follows:

#### Article by Mr. Caylor

Firly pool may lift its hydra head and turn the mayoralty campaign into something played exclusively with the eight-ball—and a few well-swung cues. Fact is, some of the Rossi forces feel that when Arthur M. Brown, Jr., announced his candidacy it was the kind of betrayal which leads to nameless children. If that's the way he wants to act, they mutter, they're definitely through dallying with decency.

The administration, they argue, has been extremely decent to Supervisor Brown ever since he started the Golden Gate Bridge Fiesta—and was stuck with it. The deficit was one of the most enthusiastic ever built up by a local businessman in a civic venture. Ever since then the administration has been oozing around the law to find ways of paying something on the bill with city funds. This is all, the Rossi people argue, which has kept some creditors from suing Mr. Brown personally, since the law seems to indicate that he was personally liable.

Now, our men report, there's some flirting with the idea that if Mr. Brown doesn't reconsider and withdraw, why wouldn't it be a lesson to him for the city to discover it couldn't pay any more on the Fiesta deficit? The administration people might even advise creditors that if they want their very belated dough they'd better see Mr. Brown—in court. Since the deficit is still way up in five figures—even at this late date—such a move might give Mr. Brown pause. It might even stop him dead in his tracks.

#### Reply by Supervisor Brown

Mr. Arthur Caylor,  
c/o San Francisco News,  
San Francisco, California.  
Dear Mr. Caylor:

I have read with interest the article concerning my candidacy which appeared in your column on July 19. Knowing your pride in the factual nature of your column and your desire to be accurate at all times, I am going to break the silence which I have kept for over two years and ask you a few questions.

Did you know, Mr. Caylor, that the real manager of the Golden Gate Bridge Fiesta was Eric Cullenward, now Secretary to the Mayor?

Did you know, Mr. Caylor, that Eric Cullenward was in direct charge of all expenditures for the Fiesta and that he O. K'd every expenditure for the Fiesta?

Did you know, Mr. Caylor, that the Golden Gate Bridge Fiesta was run by a Citizens Committee, from which was selected an Executive Committee and that among the members of that Executive Committee, were Mayor Rossi, Chief Administrative Officer Cleary and Eric Cullenward?

Did you know, Mr. Caylor, that the original budget of the Fiesta was much larger than the budget finally approved? That the original

budget was approved by the Executive Committee, which included the gentlemen above named?

Did you know, Mr. Caylor, that it was through my action at the time of the hotel strike, that the original budget was materially reduced and the reduced budget was again approved by the Executive Committee, of which Messrs. Rossi, Cleary and Cullenward were members?

Did you know, Mr. Caylor, that all estimates of income for the Fiesta were checked and re-checked by Messrs. Cullenward, Leonard Leavy and the writer upon numerous occasions and that we secured the best possible authorities for all estimates?

Did you know, Mr. Caylor, that at the time of the hotel strike, the writer offered to call off the whole Fiesta show, but that the Executive Committee of the Fiesta of which Messrs. Rossi, Cleary and Cullenward were members, told the writer they still wanted to go ahead with the program, that San Francisco could not afford because of the hotel strike, to call off the Golden Gate Bridge Fiesta?

Did you know, Mr. Caylor, that at the time the Fiesta shows actually started, it was apparent that the income would not meet the outgo and that at that time, Chief Administrative Officer Cleary said to me personally—"Go ahead with the show. It's the finest thing of its kind San Francisco has ever seen and I don't care if you run a large deficit. I will find ways and means of meeting it. I don't care if the deficit reaches \$40,000.00."

Did you know, Mr. Caylor, that the Finance Committee for the Fiesta did not expect the deficit to run over \$25,000, and that they were thunderstruck when they found after the Fiesta was over, thousands and thousands of dollars worth of bills which had never been approved by the Finance, or anyone else, except Eric Cullenward?

Did you know, Mr. Caylor, just for example, that one item in the Fiesta budget which had been budgeted at \$1,000, finally turned up for \$5,000 actually expended and that the only one who had authorized this increase over the budget was Eric Cullenward?

I can assure you, Mr. Caylor, that the whole story behind the Golden Gate Bridge Fiesta deficit has not been told, nor do I propose to tell it at this time, nor in fact will I tell it at any time, unless I am forced to do so. I have nothing but sympathy for the unfortunate creditors of the Golden Gate Bridge Fiesta and I am still hopeful that ways and means may be found to work out the indebtedness of the Fiesta to them.

Incidentally, Mr. Caylor, all of the above is a matter of record, and if I find it necessary, I will be glad to produce the record at the proper time and place. Further, if necessary, I can produce members of the various committees of the Fiesta who will substantiate all I have said.

It is hoped that the opposition, having started this, has decided to now complete its dirty pool and mudslinging; but that if the campaign is to be a dirty one, they can at least arm themselves with facts, for my friends can dig as deep as they can and in so doing, will dig out the facts.

I am sure since you are a fair-minded man, you will not hesitate to publish as much of the above as seems appropriate.

Very truly yours,

AMB:JR/d

ARTHUR M. BROWN, JR.

#### Final Passage

The following ordinance, heretofore passed for second reading, was taken up, and at the request of Controller Boyd, was finally passed as an Emergency Ordinance.

**At:** Ordinance Amending Bill 192, Ordinance 186, Section 2, by Authorizing Department Heads to Make Allowance for Maintenance Contracted for but Not Taken Due to Authorized Absence, and Revising Method of Computing Deduction for Maintenance, to be Retroactive to July 1, 1939, in Order to Provide for the Uninterrupted Operation of the Departments. An Emergency Ordinance.

(Series of 1939)

Bill No. 237, Ordinance No. 227, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 2, by authorizing department heads to make allowance for maintenance contracted for but not taken due to authorized absence, and revising method of computing deduction for maintenance, to be retroactive to July 1, 1939, in order to provide for the uninterrupted operation of the departments. An emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 2, is hereby amended to read as follows:

Section 2. Salary or wage rates herein specified are the maximum gross compensations fixed for the present incumbents of the respective positions herein enumerated, including the valuation of maintenance furnished.

In filling vacancies in positions herein enumerated or in appointing employees to temporary or seasonal positions as provided in Section 1 hereof, which are subject to the provisions of Section 151 of the Charter, the person appointed to such vacancy or temporary or seasonal position shall be paid a wage or salary not to exceed the entrance salary or wage fixed for such position in the proposed schedule of compensations issued by the Civil Service Commission under date of April 9, 1939, except as such proposed schedule of compensation is amended as provided by Charter or extended by the Civil Service Commission to include classifications not included therein and the salary shall remain at the said entrance rate during the current fiscal year; provided, however, that persons who have acquired permanent status in a position who are reemployed in the same position after layoff or leave of absence shall be paid the salary or wage received at the time laid off or granted such leave, provided that in the execution and performance of any contract awarded to a city department under the provisions of Section 95 and 98 of the Charter, not less than the wage scale fixed by the Board of Supervisors in the Prevailing Wage Resolution and in effect at the time of the award of said contract shall be paid to employees performing work under such contract.

No maintenance shall be provided to any employee in a position subject to the provisions of Section 151 of the Charter in addition to the compensation herein fixed or provided. The compensations fixed for employees engaged in construction work outside the City and County of San Francisco which are not subject to Section 151 of the Charter includes the valuation of maintenance provided such employees and deductions for such accommodations shall be made and indicated on payrolls and time rolls.

Charges for any and all maintenance furnished and contracted for by employees in positions subject to Section 151 of the Charter as indicated herein shall be made and indicated on time rolls and payrolls and deductions for such maintenance shall be indicated and made on time rolls and payrolls in accordance with the following schedule fixed by the Civil Service Commission for such maintenance, provided, however, that department heads are hereby authorized to make allowance for maintenance contracted for but not taken, due to authorized ab-

sence; provided further, that no charge shall be made for meals furnished cooks, bakers, waiters and other kitchen workers.

Where gross compensation is \$102.50 per month or less	Where gross compensation is more than \$102.50 per month
1 meal per day.....\$ 6.00 Per Mo.	\$10.00 Per Mo.
2 meals per day.... 9.00 Per Mo.	16.50 Per Mo.
3 meals per day.... 12.00 Per Mo.	22.50 Per Mo.
Room or House..... 3.00 Per Mo.	10.00 Per Mo.
Laundry ..... 2.00 Per Mo.	2.50 Per Mo.
Board, Room and Laundry ..... 22.00 Per Mo.	35.00 Per Mo.
Single Meal ..... .25	.35

Per Mo.

Complete family maintenance furnished the Superintendent of Laguna Honda Home and the Superintendent of the San Fran- cisco Hospital .....	\$150
Complete family maintenance furnished the Resident Physician and Superintendent of Hassler Health Home .....	75
House furnished the Superintendent and the Assistant Superintend- ent, Alameda Division of the Water Department, and the Assist- ant Superintendent of the Peninsula Division of the Water Department .....	25
House furnished the Superintendent of the Peninsula Division of the Water Department .....	50
House furnished the Head Pump Operator of the Peninsula and Alameda Division of the Water Department.....	25
House furnished the Engineer, Stationary Steam Engines, at the Water Department .....	15

The letters B., R. & L. used in this ordinance to indicate deduction shall be construed to mean Board, Room or House and Laundry and deductions made in accordance with the schedule herein fixed for such accommodations.

Section 2. The Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in that it is necessary to comply with the limits established by law.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

**Providing for the Operation of Street Railway Cars, Motor Buses and Trackless Trolleys by a Motorman or Operator and Conductor, Specifying the Entrance Age of Such Employees and Providing a Penalty for Violation Thereof.**

(Series of 1939)

Supervisor Mead presented Bill No. 694, Ordinance No. 15,01917 is amended to read as follows:

Providing for the operation of street railway cars, motor buses and trackless trolleys by a motorman or operator and conductor, specifying the entrance age of such employees and providing a penalty for violation thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1a. Every motor bus and trackless trolley while carrying passengers in the City and County of San Francisco shall be in charge

of an operator and conductor and each of said employees must be an adult of not less than twenty-one years of age and no such motor bus or trackless trolley shall be operated in said City and County of San Francisco while carrying passengers unless the same is in charge of an operator and conductor having the qualifications herein provided for.

*Referred to Public Utilities Committee.*

**Mayor to Appoint Citizens Committee for "Theodore Roosevelt—Navy Day" October 27th, 1939.**

(Series of 1939)

Supervisor Ratto presented Resolution No. 438, as follows:

Whereas, The anniversary of the birth of Theodore Roosevelt, former Secretary of the Navy, falls on October 27th, and

Whereas, It has been customary of late years to celebrate Navy Day on October 27th, and

Whereas, It is fitting that the celebrations honoring this former great President, as well as our "First Line of Defense" should be consolidated; now, therefore, be it

Resolved, That His Honor the Mayor be and is hereby requested to issue a proclamation declaring October 27th, 1939, "Theodore Roosevelt—Navy Day"; and be it further

Resolved, That His Honor the Mayor be and is hereby requested to appoint a Citizens Committee to arrange for a celebration proper for the observance of the occasion.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

**Mayor to Appoint Committee—Admission Day**

(Series of 1939)

Supervisor Shannon presented Resolution No. 439, as follows:

Resolved, That His Honor the Mayor be and is hereby requested to appoint a Citizens Committee to arrange for the proper observance of Admission Day, September 9, 1939.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

**Leave of Absence—Miss Margaret Ennis, Member of the Board of Permit Appeals**

(Series of 1939)

Resolution No. 437, as follows:

Resolved, That in accordance with the recommendation of his Honor the Mayor, Miss Margaret Ennis, member of the Board of Permit Appeals, is hereby granted a leave of absence for the period July 20 to August 1, 1939, with permission to leave the State.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Meyer, Schmidt—2.

**Repealing Ordinance No. 63, (Series of 1939)**  
(Series of 1939)

Supervisor Uhl presented Bill No. ...., Ordinance No. ....  
as follows:

Repealing Ordinance No. 63 (Series of 1939), appropriating \$144,000 from the surplus existing in the Municipal Railway Operating Fund and \$84,000 from the surplus existing in the Municipal Railway Reconstruction and Replacement Fund for the purpose of establishing a trolley bus line from Beale Street to Army Street and return, along certain streets.

Whereas, The Market Street Railway Company is supplementing its present street car system, through the operation of buses on the No. 19 Line, on Polk, Larkin and 9th Streets, and

Whereas, This bus operation, on the No. 19 Line has proven far superior to the trolley car service, through the elimination of noise and through the fast service rendered thereby, and

Whereas, The Market Street Railway Company has petitioned this Board for permission to supplement its present street car service with buses on five additional lines, and

Whereas, No trackless trolley buses are being or are to be operated on any of the foregoing routes, evidenced by the fact that gas buses are preferred by the private company, by reason of their efficiency and economy of operation, and

Whereas, An appropriation of \$228,000 was voted by this Board for trackless trolley buses to be utilized on an extension to the Municipal Railway on Howard Street and Van Ness Avenue South, from Beale to Army Street, and

Whereas, Twenty (20) gasoline buses, with greater efficiency and economy and of equal capacity could be obtained for the same sum of money, 228,000, and

Whereas, Twenty (20) buses would furnish a superior service, extending to the County Line in the Mission District, thereby providing sorely needed transportation to the people in that vicinity, and

Whereas, Such service could be operated on the basis of a five-cent fare; therefore

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. That Ordinance No. 63 (Series of 1939), be and is hereby repealed.

*Referred to Public Utilities Committee.*

**Repealing License Fee On Shooting Galleries**  
(Series of 1939)

Supervisor Uhl presented Bill No. ...., Ordinance No. ....  
as follows:

Repealing Section 139, Article 2, Part III, San Francisco Municipal Code, imposing a license fee on shooting galleries.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 139, Article 2, Part III, of the San Francisco Municipal Code, imposing a license fee on shooting galleries, is hereby repealed.

*Referred to the Finance Committee.*



**Appropriating \$500 from Emergency Reserve Fund for Public Pound  
(Series of 1939)**

Supervisor Roncovieri presented Bill No. ...., Ordinance No. ...., as follows:

Authorizing an appropriation of \$500 out of the Emergency Reserve Fund to cover additional expenses of the Public Pound arising from an unusual condition which exists due to the presence of a number of cases of the disease of rabies among dogs of San Francisco, an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$500 is hereby appropriated and set aside out of the Emergency Reserve Fund to the credit of Appropriation Number 973.200.00, Public Pound, to cover additional expenses of the Pound arising from an unusual condition which exists due to the presence of a number of cases of the disease of rabies among dogs of San Francisco.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists involving the health and welfare of the citizens of San Francisco.

*Referred to the Finance Committee.*

**Market Street Railway Bus Permits**

At the request of Supervisor Colman, for information, Supervisor McSheehy stated that meetings were held on June 30 and on July 21, at which the petition for permits for bus operation was considered. Citizens were heard favoring the granting of the petition, and also other citizens opposing the petition. The application has been taken under advisement, in committee. Further committee hearing will be had on August 4, at 2:30 P. M.

**Participation in Sacramento Golden Empire Centennial**

Supervisor Ratto presented communication from the Executive Manager, Mr. Arthur S. Dudley, of the Sacramento Golden Empire Centennial, Inc., with suggestions for San Francisco's participation therein.

*Communication referred to Finance Committee.*

**Paving of Pedestrian Path into Stern Memorial Grove**

Supervisor Uhl called attention to the Swiss Fair recently held in Stern Memorial Grove, attended by more than 10,000 people. In connection therewith he requested the Clerk to ascertain from the Superintendent of the Recreation Department the possibility of paving the pedestrian path into the grove at an early date.

**Request for Charter Amendment Affecting Board of Education**

During the discussion of resolution providing for the extension of time within which to award a contract for the construction of the Francis Scott Key School Auditorium, a communication from Mrs. Thomas R. Best, Chairman New School Committee and Legislative Chairman, transmitting resolution adopted at mass meeting held at Wardell Hall, July 21, 1939, petitioning the "Board of Supervisors to have prepared a Charter amendment which will make San Francisco Board of Education subject to an appellant body, and if necessary to best and most effectively accomplish this end, to provide for an Elected Board of Education responsible to the people."

Subsequently, under his name at Roll Call, requested the communication be referred to the Judiciary, Legislative and Civil Service Committee.

No objection and so ordered.

**Vacation Period for Board of Supervisors**

On motion by Supervisor Brown, the period from July 15, 1939, to September 1st, 1939, was designated as the period during which members of the Board of Supervisors may apply for leave of absence for vacation purposes.

**Excused from Attendance at Meeting**

Supervisor Brown, at his own request, was excused from attendance at the next meeting of the Board, Monday, July 31, 1939.

**Report on Ruins of San Francisco Laundry Building Requested**

Supervisor Uhl moved that report be requested by the Clerk from the Chief of the Fire Department on the condition of the ruins of San Francisco Laundry Building on the South Side of Eddy Street, between Fillmore and Steiner Streets, together with suggestions as to what may be done in the matter.

No objection and so ordered.

**ADJOURNMENT**

There being no further business, the Board, at the hour of 3:40 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors July 31, 1939.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,  
City and County of San Francisco.

Vol. 34

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No. 32

Monday, July 31, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco



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# JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

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MONDAY, JULY 31, 1939, 2 P. M.

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In Board of Supervisors, San Francisco, Monday, July 31, 1939, 2 P.M.  
The Board of Supervisors met in regular session.

## CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisor Brown. Excused.

Supervisor McSheehy was noted present at 2:10 P. M.

Quorum present.

## APPROVAL OF JOURNAL

The Journal of Proceedings of the meetings of July 17 and 24, 1939, were considered read and approved.

## SPECIAL ORDER—2 P. M.

The following matter, presented by the Public Buildings, Lands and City Planning Committee, was taken up:

Rezoning southerly side of Palmetto Ave., 100 feet easterly from Orizaba Street.

Appeal from decision of City Planning Commission by its Resolution No. 1988, dated June 15, 1939, denying application to rezone from First Residential District to Light Industrial District, property located at the southerly side of Palmetto Avenue 100 feet easterly from Orizaba Avenue.

## Action Deferred

At the request of Raymond J. O'Connor, attorney for appellants, the matter was continued one week and made a special order of business for 2 P. M.

## SPECIAL ORDER—2:30 P. M.

## Action Deferred

The following matter, presented by the Fire, Safety and Police Committee without recommendation, was taken up and on motion consideration thereof continued until August 7, 1939, at 2:30 P. M.

From Fire, Safety and Police Committee without recommendation.

**An Ordinance Providing for the Inspection and Regulation of  
Paint and Lacquer Spraying Shops.**

(Series of 1939)

Bill No. \_\_\_\_\_, Ordinance No. \_\_\_\_\_, as follows:

Providing for the inspection and regulation of paint and lacquer spraying shops in the City and County of San Francisco; defining certain terms used in this ordinance; authorizing the Chief of the Division of Fire Prevention and Investigation of the Fire Department of the City and County of San Francisco to adopt, promulgate, and enforce rules and regulations governing such inspection; providing for the issuance of permits by the Chief of the Division of Fire Prevention and Investigation, subject to the prior approval of the City Planning Commission, the Chief of the Department of Electricity, and the Director of Public Health, to conduct such paint and lacquer spraying shop; providing for the payment and collection of fees to defray the cost of such inspection; repealing conflicting ordinances; and providing penalties for the violation of this ordinance.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. As used in this ordinance, the following words shall have the following respective meanings:

"Paint shop" shall mean a shop where the spraying of paint or lacquer materials is permanently established on the premises.

"Spray room" shall mean a room or booth or any division of a paint shop separated from the remainder of the paint shop by fire-resistant materials approved by the Division of Fire Prevention and Investigation.

"Storage room" shall mean any room or compartment in a paint shop wherein any paint or lacquer materials of a combustible nature are regularly stored or kept.

"Mixing bench" shall mean a bench or table in a paint shop whereupon paint or lacquer materials are mixed, combined or prepared for application.

"Paint and lacquer materials" shall mean all inflammable and combustible material used in the process of painting, spraying, finishing and refinishing.

"Person" shall mean any corporation, association, syndicate, joint stock company, partnership, club, Massachusetts business or common law trust, society or individual.

"Chief" shall mean the Chief of the Division of Fire Prevention and Investigation of the Fire Department of the City and County of San Francisco.

"City Planning Commission", "Department of Electricity", "Department of Public Health", and "Tax Collector". These terms shall apply respectively to the City and County of San Francisco.

Section 2. The Chief is hereby authorized to adopt, promulgate, and enforce such rules and regulations relative to paint shops as will enable the Division of Fire Prevention and Investigation to enforce and carry out the meaning and intent of this ordinance.

Section 3. (a) No paint shop shall hereafter, from the date of passage of this ordinance, be established in any building other than a Class "A", "B", "C" or mill-constructed building as defined by the building ordinances of the City and County of San Francisco. If hereafter established in a building of Class "C" or mill construction, the ceiling shall be of not less than three-quarters (¾) inch plaster on metal lath, and the floor shall be of cement at least two (2) inches thick, or other approved fire resistive material.

(b) No paint shop shall hereafter be established in any building



which is used or occupied in whole or in part as a residence, dwelling, hotel, or apartment house, as defined by the California State Housing Act; or as a hospital, theater, or place of public assemblage. "Paint shop", as defined in this ordinance, shall not apply to any building or structure, or any portion thereof, in the course of construction, alteration or repair. *Provided, however, that nothing in this section contained shall prevent the owner or occupant of any hotel or apartment house from spraying furniture, under such regulations as may be provided by the Chief when said furniture is actually used in said hotel or apartment house.*

(c) No paint shop shall be established hereafter below the level of the ground floor of any building other than of Class "A" or "B" construction.

(d) All windows in paint shops hereafter established shall be of wire glass in metal frames and sash or wooden frame and sash covered with metal, except windows facing a street or public space. The glazing of skylights shall be as approved by the Division of Fire Prevention and Investigation.

(e) Every paint shop shall have the following accommodations conveniently located to the paint shop for employees: toilet, running water for drinking purposes, and general sanitary conditions that meet the requirements of the Department of Public Health.

(f) No spraying of paint or lacquer materials shall be conducted within a paint shop except in a spray room; provided, however, the Chief may at his discretion issue a written permit to the owner or operator of a paint shop to do minor spraying within said paint shop outside of said spray room. Said permit shall be revocable at the discretion of the Chief without the necessity of a public hearing.

(g) No open flame or spark-emitting device of any kind shall be permitted to be used in any storage room or spray room or paint shop, or in close proximity to any spraying operation. Only indirect heating systems, approved by the City and County of San Francisco, shall be used for heating purposes.

(h) Every spray room shall be equipped with fans capable of changing the air in such spray room every six (6) minutes. The number of fans, inlet and exhaust ducts required, and the location of same, shall be determined jointly by the Division of Fire Prevention and Investigation and the Department of Public Health.

(i) The construction and design of all fans and the installation of all electrical devices and appliances in paint shops and spray rooms shall be approved by the Department of Electricity.

(j) The spraying of paint or lacquer materials shall not be conducted unless the fan or fans are in operation; and said fan or fans shall continue to remain in operation until the conclusion of such spraying.

(k) The amount of paint or lacquer material stored or kept, and the manner of its storage in a spray room or storage room, shall be prescribed and approved by the Division of Fire Prevention and Investigation.

(l) A mixing bench shall be permitted in each spray room, provided that such bench shall have a working surface covered with sheet zinc or nonsparking or absorbing material. A limited amount of paint and lacquer material shall be permitted to remain on such bench for the purpose of mixing or the matching of color. Such bench shall be kept clean and free from accumulated drippings, waste paint, or lacquer. Tightly fitting metal covers shall be provided for all containers.

(m) Metal waste cans with self-closing covers shall be provided,

not less than one (1) for each spray room, to accommodate rags and other waste.

(n) Signs containing the words "SMOKING STRICTLY PROHIBITED" in black letters not less than three (3) inches in height upon a white background shall be conspicuously displayed in storage and spray room.

(o) Each paint shop shall be equipped with fire extinguishers of such number and kind, and so located, as shall be determined by the Division of Fire Prevention and Investigation; but in no case shall there be less than two (2) of said fire extinguishers. At least one (1) barrel of clean dry sand containing a scoop, or at least four (4) metal buckets of clean dry sand, shall be kept on the premises at all times.

(p) Every sprayman or painter shall be provided with a mask while spraying, which mask shall be of a type approved by the Department of Public Health.

Section 4. Every spray room and storage room shall be kept free from all unnecessary combustible materials. The use of sawdust for absorbing waste material or for cleaning of floors is strictly prohibited.

Section 5. Whenever any paint or lacquer material is to be sprayed or applied to a motor vehicle, or parts thereof, the battery of said motor vehicle shall be disconnected and shall remain disconnected until such time as the room has been cleared of vapor.

Section 6. It shall be unlawful for any person to conduct, operate or maintain a paint shop as defined in this ordinance of the City and County of San Francisco without first obtaining a permit so to do as set forth in this ordinance.

Section 7. Every person desiring to establish, conduct, or operate a paint shop in the City and County of San Francisco, shall make application for a permit so to do to the Division of Fire Prevention and Investigation on forms provided by the Division of Fire Prevention and Investigation, and shall pay to the Division of Fire Prevention and Investigation a fee of \$12.84 in advance to cover the cost to the City and County of San Francisco of the necessary investigations provided for in this ordinance prior to the approval or disapproval of said application.

Any person engaged in the business of conducting or operating a paint shop in the City and County of San Francisco prior to the enforcement date of this ordinance, and who desires to continue the conducting or operation of said paint shop, shall make application for a permit so to do as hereinabove provided within thirty (30) days subsequent to the effective date of this ordinance and shall pay the fee as set forth above.

This fee shall be in addition to any and all fees required to be paid by any ordinance or ordinances of the City and County of San Francisco for the erection or alteration of any such paint shop or the installation of any equipment therein.

An application for a paint shop permit shall be acted upon within ten (10) days after the filing of such application and the fee collected shall be retained by the Division of Fire Prevention and Investigation whether the permit is granted or denied or the application is withdrawn.

Section 8. Upon receipt of said application provided for in the preceding section, the Chief shall cause to be investigated the facts as set forth in the application and the premises for which the permit is requested. The Chief shall cause to be forwarded copies of said application to the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity for investigation by their respective departments as to whether the ordinances, rules, and regulations of the City and County of San Francisco, pertaining to

their departments, are complied with. The City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity shall after such investigation either approve or disapprove such application and return same within seven (7) days after receipt with such endorsement thereon to the Division of Fire Prevention and Investigation. If the application is disapproved the reason or reasons for such disapproval shall be stated.

In the event that the application for a paint shop permit is disapproved, the Chief shall give the reason for such disapproval. Upon receiving such written notice from the Chief, such person shall have the opportunity of correcting such conditions in and about the premises wherein the paint shop is located and the equipment used therein as have been decided hazardous. This work shall be completed within thirty (30) days after receipt of such written notice, and if said conditions have been corrected to the satisfaction of the departments involved said permit may be issued.

Section 9. The Chief may issue a permit to said applicant, subject to the above approval of the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity as above provided, which permit shall be serially numbered and shall expire on June 30 of the current fiscal year; or, in the exercise of sound discretion, he may deny said permit.

The Chief shall cause to be forwarded to the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity written notice of his granting or denial of the permit.

Section 10. When any permit is issued under the provisions of this ordinance, the Chief shall cause said permit to be forwarded to the office of the Tax Collector for delivery to the permittee upon the payment of an annual license fee of \$8.51 in advance to defray the cost to the City and County of San Francisco of the necessary inspection and regulation as provided for in this ordinance.

The Tax Collector shall issue a license for each paint shop for which the fee was paid, showing thereon: (a) Name and address of the permittee. (b) Address of the paint shop. (c) Number of the permit. (d) Expiration date of the license, which date shall be the expiration date of the permit.

Any person establishing, conducting or operating a paint shop subsequent to January 1 of any year shall pay one-half of the annual fee provided for that fiscal year.

Section 11. The permit and license herein provided shall not be transferable. If the paint shop is discontinued no refund shall be made.

Section 12. Application for renewal of a permit shall be made in the same manner as provided for the original application for a permit, and shall be made within thirty (30) days prior to the expiration of the current permit and shall be accompanied by a fee of \$1.50, which fee shall be retained by the Division of Fire Prevention and Investigation whether the permit is granted or denied or the application is withdrawn. The same procedure as set forth in Section 8 of this ordinance shall be followed.

Section 13. After written notice to the permittee and after due and proper hearing the Chief shall have the power to revoke or suspend any permit issued under the provisions of this ordinance for violation by the permittee, or by any of the permittee's servants, agents, or employees, or any of the provisions of this ordinance, or when the Chief shall determine that the permittee in the use thereof is violating or attempting to violate any ordinance, rule or regulation of the City and County of San Francisco or any department thereof; or if in

the opinion of the Chief it is deemed necessary for the protection of the public.

The Chief shall cause to be forwarded to the Tax Collector, the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity written notice of any revocation, suspension, or reinstatement of any permit herein provided for.

Section 14. Every permit and license issued under the provisions of this ordinance shall be plainly posted in a conspicuous place for the public to see, on the premises for which the permit and license was issued.

Section 15. It shall be the duty of the Chief to ascertain that all of the provisions of this ordinance and any ordinances, rules or regulations of the City and County of San Francisco or any department thereof pertaining to paint shops and the equipment used therein are strictly complied with, and for that purpose the inspectors or representatives of the Division of Fire Prevention and Inspection, the Department of Public Health, and the Department of Electricity shall have access to any paint shop at any reasonable hour.

Section 16. Every person paying the fees provided for in this ordinance shall be exempt from the provisions of Ordinance No. 5132 (N. S.), Section 75, in so far as paint spraying shops are concerned, any and all ordinances, or parts thereof, in conflict with the provisions of this ordinance are hereby repealed but only to such extent as conflict may exist.

*June 5, 1939—Consideration postponed until June 12, 1939, and made a Special Order of Business at 3 P. M.*

*June 12, 1939—Consideration postponed to June 19, 1939, at 3 P. M.*

*June 19, 1939—Consideration postponed to July 10, 1939, at 2:30 P. M.*

*July 10, 1939—Consideration postponed to July 17, 1939, at 2:30 P. M.*

*July 14, 1939—Consideration postponed to July 31, 1939, at 2:30 P. M.*

*July 31, 1939—Consideration postponed to Aug. 7, 1939, at 2:30 P. M.*

## UNFINISHED BUSINESS

### Final Passage

The following recommendations of Finance Committee, heretofore passed for second reading were taken up:

**Appropriating \$300,000 from 1938 Airport Bond Fund for land purchase and improvements at San Francisco Airport from July 1, 1939, to December 31, 1939.**

(Series of 1939)

Bill No. 234, Ordinance No....., as follows:

Authorizing an appropriation of \$300,000 out of the 1938 Airport Bond Fund to the credit of Appropriation Numbers 99.900.64, 99.901.57/1, 99.912.00, 99.916.00, 99.919.00, for the purpose of providing funds to purchase land and make improvements at the San Francisco Airport for the period from July 1, 1939, to December 31, 1939.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$300,000 is hereby appropriated out of the 1938 Airport Bond Fund to the credit of Appropriations hereinbelow listed for the purpose of providing funds to purchase land and make improvements at the San Francisco Airport as provided in Ordinance No. 15.0512 for the period July 1, 1939, to December 31, 1939.

**Appropriations**

99.900.64	Equipment Purchases .....	\$ 15,000
99.901.57/1	Land Purchase from Mills Estate.....	105,000
99.912.00	Seaplane Harbor and Canal.....	137,000
99.916.00	Runways, Field and Grounds.....	35,000
	Roads .....	\$10,000
	Field Drainage Sys. incl. Plant.....	25,000
99.919.00	Utility Service Extensions.....	8,000
		<hr/> \$300,000

Approved by the Public Utilities Commission Resolution No. 3297.

Approved as to form by the City Attorney.

Recommended by the Manager of Utilities.

Bond fund resources available by the Controller.

Approved by the Mayor.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

**Amendment to Section 54a, Annual Salary Ordinance by Increasing Number of Market Inspectors, Item 24, from 6 to 7, and Decreasing Number of Abattoir Inspectors, Item 26, from 8 to 7. Same Salaries.**

(Series of 1939)

Also:

Bill No. 235, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 54a (Department of Public Health, Central Office)—Meat Inspection by increasing the number of employees under Item 24 from 6 to 7, N56 Market Inspector at \$200, and by decreasing the number of employees under Item 26 from 8 to 7, N60 Abattoir Inspector at \$200.

Be it ordained by the People of the City and County of San Francisco, as follows:

Bill 192, Ordinance 186, Section 54a is hereby amended to read as follows:

**Section 54a. DEPARTMENT OF PUBLIC HEALTH—  
CENTRAL OFFICE STATISTICS (Continued)**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
17	1	B222	General Clerk .....	\$ 190
18	1	B222	General Clerk .....	185
19	1	B228	Senior Clerk .....	190
20	2	B238	Hospital Statistician .....	190
21	1	B408	General Clerk-Stenographer .....	190
22	1	B408	General Clerk-Stenographer .....	125

**MEAT INSPECTION**

23	8	N56	Market Inspector .....	175
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Section 54a. **DEPARTMENT OF PUBLIC HEALTH—**  
**CENTRAL OFFICE STATISTICS (Continued)**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
24	7	N56	<b>Market Inspector</b> .....	200
25	1	N58	Chief Market Inspector .....	225
26	7	N60	<b>Abattoir Inspector</b> .....	200
27	2	N62	Veterinarian .....	201
28	7	N62	Veterinarian .....	200
28.1	1	N63	Chief Abattoir Inspector .....	201
<b>COMMUNICABLE DISEASES</b>				
29	2	B408	General Clerk-Stenographer .....	125
29.1	3	B408	General Clerk-Stenographer (part time) .....	79.50
30	3	J74	Rat Catcher .....	115
30.1	3	J74	Rat Catcher .....	110
31	4	L370	Epidemiologist (part time) .....	225
32	1	L371	Director, Bureau of Communicable Diseases (part time) .....	350
33	1	P60	Supervising Nurse, Bureau of Communi- cable Diseases .....	165
<b>SYPHILIS UNIT</b>				
34	1	B408	General Clerk-Stenographer .....	125
35	1	P102	Registered Nurse .....	135
36	1	L360	Physician .....	150
<b>CLINICS</b>				
<b>Diagnostic Center</b>				
37	2	L360	Physician (part time) .....	150
38	1	L364	Pediatrician (part time) .....	100
39	1	P52	Field Nurse .....	165
<b>Howard Street Venereal Disease Clinic</b>				
39.1	1	L360	Physician .....	325
39.2	2	L360	Physician (part time) .....	150
39.3	1	P102	Registered Nurse .....	135
39.4	1	P52	Field Nurse .....	165
39.5	1	B408	General Clerk-Stenographer .....	155
39.6	1	I116	Orderly .....	85
<b>Bureau of Mental Hygiene</b>				
40	1	B408	General Clerk-Stenographer (part time) .....	75
41	1	L404	Psychologist .....	175
42	4	L404	Psychologist .....	150
43	1	L404	Psychologist (part time) .....	75
44	1	L408	Psychiatrist (part time) .....	200
45	1	L408	Psychiatrist (part time) .....	150
<b>BACTERIOLOGICAL LABORATORY</b>				
46	1	B222	General Clerk .....	190
47	1	C102	Janitress .....	75
47.1	1	I204	Porter .....	90
48	1	L52	Bacteriological Laboratory Technician (part time) .....	79.50
49	2	L52	Bacteriological Laboratory Technician .....	125
50	1	L56	Bacteriologist .....	225
51	3	L56	Bacteriologist .....	175
52	1	L58	Director of Laboratories .....	275
53	1	L60	Bacteriological Milk Inspector .....	250
54	1	L64	Consultant, Bacteriologist (part time) ....	75



Approved by Civil Service Commission.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl--10.

Absent: Supervisor Brown--1.

**Amending Section 66, Annual Salary Ordinance, by Changing Titles of Director, County Welfare Bureau, to Social Service Director, and Director of Indigent Relief to Social Service Director, at Same Salaries.**

(Series of 1939)

Also:

Bill No. 236, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 66, (Public Welfare Department) by changing the class title and corresponding number under Item 26, from 1—T162 Director, County Welfare Bureau at \$300, to T156 Social Service Director at \$300, and by changing the class title and corresponding number under item 28 from T166 Director of Indigent Relief at \$250 to T156 Social Service Director at \$250.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Section 66, Ordinance 186, is hereby amended to read as follows:

### PUBLIC WELFARE DEPARTMENT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	2	B4	Bookkeeper .....	\$ 175
2	1	B14	Senior Accountant .....	275
3	1	B210	Office Assistant .....	85
4	7	B222	General Clerk .....	150
5	1	B228	Senior Clerk .....	200
6	1	B239	Statistician .....	180
7	48	B408	General Clerk-Stenographer .....	150
8	1	B408	General Clerk-Stenographer .....	160
9	1	B408	General Clerk-Stenographer .....	175
10	1	B408	General Clerk-Stenographer .....	185
11	2	B412	Senior Clerk-Stenographer .....	175
12	2	B454	Telephone Operator .....	150
13	1	B510	Braille Typist .....	150
14	23	B512	General Clerk-Typist .....	150
15	1	L360	Physician .....	150
16	66	T152	Junior Social Service Investigator.....	150
17	1	T152	Junior Social Service Investigator.....	155
18	6	T152	Junior Social Service Investigator.....	165
19	30	T156	Social Service Investigator .....	150
20	7	T156	Social Service Investigator .....	180
21	1	T158	Supervisor of Inquiries .....	180
22	3	T160	Senior Social Service Investigator .....	200
23	1	T160	Senior Social Service Investigator .....	215
24	3	T161	Case Supervisor .....	225
25	1	T161	Case Supervisor .....	200
26	1	T156	<b>Social Service Director</b> .....	300
27	1	T163	Director of Public Welfare .....	500
28	1	T156	<b>Social Service Director</b> .....	250

Seasonal, Clerical and other Temporary Services (as needed) at rates not in excess of Salary Standardization Schedules.

Approved by Civil Service Commission.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

## NEW BUSINESS

### Adopted

The following recommendations of Finance Committee were taken up:

### Refunds of Erroneous Payments of Taxes

(Series of 1939)

Resolution No. 446, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes, to-wit:

From Duplicate Tax Fund—Appropriation 905.

1. James A. Arnott, per Vol. 17, Bill 1452, Lot 31, Block 2335-A, 1st Installment, Fiscal Year 1938.....\$10.39
2. Mrs. Theresa Piccini, per Vol. 41, Bill 1240, Lot 18, Block 6739, 2d Installment, Fiscal Year 1938..... 30.50

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

### Release of Lien Filed Re Old Age Security, Mary Ann Pedwell

(Series of 1939)

Resolution No. 441, as follows:

Whereas, Notices of Aid have been recorded in this County pursuant to Section 4 of the Old Age Security Act and Section 2225 of the Welfare and Institution Code; and

Whereas, The filing of such Notices created a lien on the property of the recipients of such aid; and

Whereas, The recipients of such aid, on payment of the debt secured by such lien, are entitled to receive a release thereof; and

Whereas, A lien has been placed on the Board of Supervisors of the City and County of San Francisco, by recommendation of the County Welfare Department, against the property described as follows:

Property of Mary Ann Pedwell, recorded August 10, 1936 on Page 77, Volume 3011, Official Records of the City and County of San Francisco.

Now, Therefore, Be It Resolved, That upon receipt of all money secured by said lien, David A. Barry, Clerk of the Board of Supervisors, is hereby authorized to execute and deliver on behalf of and in the name of said Board, a release of such lien.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Approval of Public Welfare Department Recommendations  
(Series of 1939)

Resolution No. 442, as follows:

Resolved, That the recommendations of the Public Welfare Department containing the names and amounts to be paid as Old Age Security Aid, Blind Pensions and Half Orphan Aid for the month of August, 1939, including amounts, including increases, decreases, cancellations, denials, suspensions, release of suspensions and other transactions, are hereby approved, and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

Further Resolved, That the Board of Supervisors declares an extension of time is necessary in certain cases as requested by the Public Welfare Department.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Land Purchase—19th Avenue Widening.

(Series of 1939)

Resolution No. 443, as follows:

Resolved, in accordance with the recommendation of the Department of Public Works, that the City and County of San Francisco purchase from Ferdinand M. Stich, or the legal owner, the westerly 30 feet of Lot 26B, Assessor's Block 2347, San Francisco, required for the widening of 19th Avenue, State Highway Route No. 56, and that the sum of \$6,750.00 be paid for said property from Appropriation No. 051.908.58, Project No. 5A.

The above amount includes damages in full to the improvements now located on the property, said improvements to be relocated by the Grantor.

As a further consideration, Ferdinand M. Stich shall receive a deed to the easterly 40 feet of Lots 26E and 26F, Assessor's Block 2347, San Francisco.

The City Attorney shall examine and approve the title to the property to be acquired by the City.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Confirming Sale of Land Near Pleasanton to Robert H. Dana,  
Et Ux.

(Series of 1939)

Resolution No. 444, as follows:

Whereas, pursuant to Ordinance No. 196, Series of 1939, the Director of Property advertised in the official newspaper that bids or offers would be received by him on July 18, 1939 for the sale of the

following described City owned land situated in the County of Alameda, State of California:

Commencing at a point in the easterly boundary line of that certain 200-foot strip of land described in Parcel 70 of Alameda County Lands, in deed from Spring Valley Water Company to the City and County of San Francisco, dated March 3, 1930 and recorded March 3, 1930 in the Office of the County Recorder of Alameda County, State of California, in Liber 2350 of Official Records at page 1; said point of commencement being distant north 1314.09 feet and north  $89^{\circ} 52' 30''$  west 523.35 feet from an iron monument set in the center of County Road No. 2000 at the southwest corner of the McKenzie property, which is also the southeast corner of Parcel XXV of deed from Suburban Company to Spring Valley Water Works, dated November 1, 1902 and recorded December 20, 1902 in Book 881 at page 172, Alameda County Records; running thence from said point of commencement northerly along said easterly boundary line of said 200-foot strip north  $0^{\circ} 07' 30''$  east 100 feet; thence along the northerly boundary line of said 200-foot strip north  $89^{\circ} 52' 30''$  west 1,148.87 feet; thence leaving said northerly boundary line south  $0^{\circ} 07' 30''$  west 200.00 feet to a point in the southerly boundary line of said 200-foot strip; thence along said southerly boundary line south  $89^{\circ} 52' 30''$  east 1,148.87 feet to said easterly boundary line of said 200-foot strip; thence along said easterly boundary line north  $0^{\circ} 07' 30''$  east 100 feet to the point of commencement.

Containing 5.275 acres.

Whereas, in response to said advertisement, Robert H. Dana and Sarah E. Dana, his wife, offered to purchase said property for the sum of \$3165.00, subject to the reservations and conditions set forth in said ordinance, no higher bids having been made or received; and

Whereas, said sum of \$3165.00 is more than 90% of the preliminary appraisal of said property as made by the Director of Property, the amount of said appraisal being \$3165.00; and

Whereas, said parties have paid the sum of \$316.50 to the Director of Property as a deposit in connection with this transaction; and

Whereas, the Public Utilities Commission has recommended the sale of said property for the sum of \$3165.00.

Now, Therefore Be It Resolved, That said offer be and is hereby accepted.

Be It Further Resolved, That the City and County of San Francisco, a municipal corporation, convey said property to Robert H. Dana and Sarah E. Dana, his wife, or their assignee, subject to the reservations and conditions set forth in said ordinance. The Mayor and the Clerk of the Board of Supervisors are hereby authorized and directed to execute the necessary deed on behalf of said municipal corporation. The buyers shall pay the balance of the consideration within 50 days after approval of this resolution. The Director of Property shall deliver the deed to the Grantees upon receipt of the balance of the purchase price.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

**Authorizing Appointment of Committee to Provide Better Relationship Between San Francisco and Neighboring Communities.**

(Series of 1939)

Resolution No. ...., as follows:

Whereas, San Francisco—the natural distribution and marketing

center of the Northern and Central California region—will prosper only as the entire region prospers, and

Whereas, The prosperity of the entire region depends in large measure upon the mutual understanding and cooperation between urban and rural area toward achieving a goal of maximum economic development, and

Whereas, There is both opportunity and need for San Francisco to improve its services to the region, particularly to agriculture, and also to foster understanding and good will between city and country, and

Whereas, The prosperity of the community and of the region must be recognized as a proper concern of the city and county government represented by all individuals and groups within the community, and

Whereas, There is in the city and county government at present no central agency authorized and equipped to plan and carry out a coordinating program of cooperative city-country activities, and

Whereas, In the attainment of these objectives it is advisable and necessary to create such a central agency in the city and county government, to be known as the Advisory Committee on Regional Service, now, therefore, be it.

Resolved, That the Mayor be, and hereby is authorized to appoint such a committee, which committee shall consist of the following officials:

The Mayor, the President of the Board of Supervisors, the Chairman of the Finance Committee of the Board of Supervisors, the Chairman of the Streets Committee of the Board of Supervisors, the Chief Administrative Officer, the Controller, the Manager of Utilities, the Agricultural Commissioner, the City Attorney, and the Director of Public Health.

It shall be the duty of this committee to act as may be necessary, in its judgment, to:

1. Establish and maintain better relationships between San Francisco and the rural, neighboring metropolitan and suburban areas which constitute the city's trade area.
2. Improve the services rendered by San Francisco to the trade area, enlisting the cooperation of San Francisco citizens in the discharge of the city's obligations to the region.
3. Inaugurate or participate in activities designed to contribute to the prosperity of the entire region.

The Advisory Committee on Regional Service shall have the power, by majority vote of the entire committee, to increase the membership of its committee when it is deemed necessary.

The Chairman of said committee, or any person designated by him, is authorized and empowered to attend any conference, or public or quasi-public meeting where there may be under discussion or consideration any matter having to do with the stated responsibilities of the said committee.

Subject to the provisions of Section 86 of the Charter, the committee shall have the power to incur obligations to carry out the purposes of this resolution out of such funds as may be appropriated or set aside for said purposes.

#### Discussion.

Supervisor Shannon, author of the resolution, took the floor and spoke in behalf of the foregoing resolution.

Supervisor Uhl spoke in behalf of the resolution, but suggested that it be continued on the calendar for one week.

#### Action Deferred

Whereupon, on motion by Supervisor Uhl, seconded by Supervisor

Colman, consideration of the foregoing resolution was postponed until August 7, 1939.

**Endorsing in Principle Plan Set Up in Senate Bill 2864 for Allocation of Highway Funds.**

(Series of 1939)

Resolution No. 445, as follows:

Whereas, The most difficult problem facing the City of San Francisco today is the solution of the traffic problem for providing ready access both to and from the City; and

Whereas, Over a period of years, extensive studies have been made of this traffic problem and various reports and recommendations have been submitted to the electorate of the City in the effort to secure approval of bond issues for that purpose; and

Whereas, The problem is chiefly one of financing the heavy construction work that will be necessary to take care of the traffic problem and mass transportation; and

Whereas, There is now pending in Congress Senate Bill No. 2864, which contains provisions making funds available to the various States, which, in turn may negotiate the allotment of these funds to metropolitan centers for the construction of main arteries of travel; and

Whereas, The terms and conditions under which such funds are proposed to be made available lead us to believe that the City of San Francisco may be able to secure an allotment of such funds on a partial self-liquidating basis; now, therefore, be it

Resolved, That we endorse in principle the plan set up for the allocation of highway funds in this manner in Senate Bill No. 2864; and, be it

Further Resolved, That the Board of Supervisors of the City and County of San Francisco memorialize the Congress of the United States urging the adoption of Senate Bill No. 2864 before the adjournment of the present session; and, be it

Further Resolved, That copies of this resolution be immediately forwarded to the House of Representatives and the Senate at Washington, and copies sent to Senators Johnson and Downey and Congressmen Welch and Havenner.

**Discussion**

Question being raised by Supervisor McSheehy as to the proper parliamentary procedure, Supervisor Shannon, author of the resolution, spoke in favor of it, saying that it had been considered in committee, and recommended to the Board for adoption, that the procedure was regular and that the resolution should be passed immediately so as not to defeat its purpose.

Supervisor McSheehy spoke against the resolution alleging that it was in violation of the rules of procedure of the Board and requested to be recorded as voting no on the resolution.

**Motion**

Supervisor McGowan, second by Supervisor Roncovieri, moved the adoption of the resolution.

**Adopted**

Whereupon, the foregoing resolution was adopted by the following vote:

Ayes—Supervisors Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Noes—Supervisor McSheehy—1.

Absent—Supervisor Brown—1.



### Explanation of Vote

Supervisor McSheehy explained his vote as follows: I am voting No simply because the procedure does not comply with either our book of rules or the charter. I would favor the resolution if it did comply with our book of rules or with the charter. I want this explanation made part of the record, that the charter and our book of rules passed by this Board and by the people of San Francisco are not being lived up to.

### Adopted

The following resolutions were taken up:

**Exempting From Residential Requirements of the Charter Assistant Secretary-Actuary, Retirement System, Employments, Class B82½.**

(Series of 1939)

Resolution No. 446, as follows:

Resolved, That pursuant to the provisions of Section 7 of the Charter and on the recommendation of the Secretary-Actuary of the Retirement System and the Mayor, and with the approval of the Civil Service Commission, the Class of B82½ Assistant Secretary-Actuary, Retirement System, is hereby exempted from the residential requirements of the Charter as set forth in Section 7 thereof.

Adopted by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

### Referred

**Appropriating \$60,827.44 out of surplus existing in the Special Gas Tax Street Improvement Fund to the credit of the following Appropriations and for the purposes cited and in amounts indicated.**

(Series of 1939)

The following matter was taken up and referred to the Streets Committee at request of Supervisor Ratto.

Bill No. 251, Ordinance No. ...., as follows:

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$60,827.44 is hereby appropriated and set aside out of the surplus existing in the Special Gas Tax Street Improvement Fund to the credit of the following appropriations and for the purposes cited:

	Amount
Appropriation 977.931.00; Third St. between Mariposa-18th; widening present roadway 30 ft.....	\$45,000.00
Appropriation 977.976.00; Polk St. between McAllister-Turk; widening roadway 10 ft. by reducing sidewalks on easterly and westerly sides 5 ft. ....	15,827.44
	<hr/> \$60,827.44

Recommended by the Director, Department of Public Works.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney

**Final Passage**

The following emergency ordinance was taken up:

**Appropriating \$500 From Emergency Reserve Fund, for Public Pound.**

(Series of 1939)

Bill No. 252, Ordinance No. ...., as follows:

Authorizing an appropriation of \$500 out of the Emergency Reserve Fund to cover additional expenses of the Public Pound arising from an unusual condition which exists due to the presence of a number of cases of the disease of rabies among dogs of San Francisco, an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$500 is hereby appropriated and set aside out of the Emergency Reserve Fund to the credit of Appropriation Number 973.200.00, Public Pound, to cover additional expenses of the Pound arising from an unusual condition which exists due to the presence of a number of cases of the disease of rabies among dogs of San Francisco.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists involving the health and welfare of the citizens of San Francisco.

Recommended by the Poundkeeper.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

**Passage for Second Reading**

The following matters were taken up:

**Supplemental Appropriation of \$2000 to Determine Salinity Tests in San Joaquin River.**

(Series of 1939)

Bill No. 253, Ordinance No. ...., as follows:

Authorizing a supplemental appropriation of \$2000, as follows: \$1000 from the San Francisco Water Department Operating Fund and \$1000 from Hetch Hetchy Power Division Operating Fund, for services and expenses of agricultural and irrigation engineers for salinity tests in the San Joaquin River.

Section 1. The sum of \$2000 is hereby appropriated as follows: \$1000 out of the San Francisco Water Department Operating Fund and \$1000 out of the Hetch Hetchy Power Division Operating Fund, to the credit of Appropriation No. 968-604-01-Hetch Hetchy Water Supply-Water Rights and Damage Claims, to provide for services and expenses of agricultural and irrigation engineers to determine salinity tests in the San Joaquin River.

Recommended by the Manager of Utilities.

Approved by the Mayor.

Approved by the Public Utilities Commission (Resolution No. 3325).

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

**Appropriating \$1594.74 to Take Care of Extras in Excess of 10%  
for Improvement of Army Street Between Bryant and Harrison.**

(Series of 1939)

Bill No. 254, Ordinance No. ...., as follows:

Appropriating the sum of \$1594.74 from Appropriation No. 977.925.00 to the credit of Appropriation 977.925.01 to take care of extras in excess of 10% for the improvement of Army St. between Bryant and Harrison. The contract was awarded on the unit cost price. The excess was due to the following:

First, reconstruction of existing sewer connections which were uncovered after start of contract and found in poor condition.

Second, Extending permanent pavement construction to include crossing of Harrison Street in lieu of placing temporary conform which would soon be replaced under contract to be let for improvement of adjoining section of Army Street.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1594.74 is hereby appropriated and set aside from Appropriation No. 977.925.00 to the credit of Appropriation 977.925.01 to take care of extras in excess of 10% for the improvement of Army St. between Bryant and Harrison. The contract was awarded on the unit cost price. The excess was due to the following.

First, reconstruction of existing sewer connections which were uncovered after start of contract and found in poor condition.

Second, Extending permanent pavement construction to include crossing of Harrison Street in lieu of placing temporary conform which would soon be replaced under contract to be let for improvement of adjoining section of Army St.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

(Supervisor McSheehy requested a detailed statement of expenditures in connection with the foregoing when it comes on final passage.)

Appropriating from the Surplus Existing in the Permanent Salary Fund of the California Palace of the Legion of Honor the Sum of \$3,333.34, for the Purpose of Creating a New Position in the California Palace of the Legion of Honor and Paying the Salary Attached Thereto.

(Series of 1939)

Bill No. 255, Ordinance No. ...., as follows:

Section 1. A new position to be known as the Director of the California Palace of the Legion of Honor, is hereby created as of September 1, 1939, and for the purpose of paying the compensation of said position as of September 1, 1939 to the end of the present fiscal year there is hereby appropriated from the surplus in the permanent salary fund of the said California Palace of the Legion of Honor to Appropriation No. 917.101.00 the sum of \$3,333.34.

Section 2. The position of Assistant Director is hereby eliminated. Recommended by the California Palace of the Legion of Honor. Recommended by the Mayor.

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

An Ordinance Amending Bill 192, Ordinance 186, Section 20 (California Palace of the Legion of Honor), by Changing the Class Title Under Item 1 from One Assistant Director at \$335.33 to One Director at \$333.33.

(Series of 1939)

Bill No. 256, Ordinance No. ...., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 20 (California Palace of the Legion of Honor), by changing the class title under Item 1 from one Assistant Director at \$333.33 to one Director at \$333.33.

Bill 192, Ordinance 186, Section 20, is hereby amended to read as follows:

# Section 20. CALIFORNIA PALACE OF THE LEGION OF HONOR

Item No.	No. of Employees	Class No.	Class-Title	Maximum	
				Monthly	Rate
1	1		Director .....	\$	333.33
2	1		Engineer and Building Superintendent.....		225
3	1		Organist (part time) .....		300
4	1		Supervisor .....		175
5	2		Galleryman .....		125
6	1		Galleryman .....		130
7	2		Galleryman .....		135
8	1		Head Janitor .....		135
9	1		Janitor's Assistant .....		130
10	1		Assistant Mechanic .....		140
11	1		Recorder .....		135

12	1	Stenographer .....	150
13	1	Stenographer .....	135
14	1	Librarian .....	125
15	1	Gallery Assistant .....	125
16	2	Caretaker .....	110
16.1	1	Caretaker .....	100
17	2	Watchman (Special Police Officers) .....	135
17.1	1	Watchman (Special Police Officer) .....	130
18	1	Organ Repairer (as needed) .....	33
19		Seasonal Clerical and Mechanical Services (as needed) .....	

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

**Transfer of Funds \$1155 to Create Position of Ambulance Driver,  
Emergency Hospital, Department of Health, at a Salary of \$175  
per Month.**

(Series of 1939)

Bill No. 266, Ordinance No. ...., as follows:

Reappropriating \$1,155 out of surplus existing in Appropriation No. 954.102.00 to the credit of Appropriation No. 954.101.00 creating a position of 1 06 Ambulance Driver (relief) at \$175.00 per month in the Emergency Hospitals, Department of Public Health, and providing the compensation therefor, for the period August 1, 1939 to June 30, 1940.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,155 is hereby reappropriated out of surplus existing in Appropriation No. 954.102.00 to the credit of Appropriation No. 954.101.00 creating the position of 1 06 Ambulance Driver (relief) at \$175.00 per month in the Emergency Hospitals, Department of Public Health, and providing the compensation therefor, for the period August 1, 1939, to June 30, 1940. This position has been paid out of appropriation for temporary salaries but due to recent action of the Civil Service Commission in declaring it permanent, it is now necessary to transfer funds from the temporary salary appropriation to the permanent salary appropriation in the Emergency Hospitals.

Recommended by the Director of Public Health.

Approved by Civil Service Commission.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

**An Ordinance Amending Bill 192, Ordinance 186, Section 61 (Department of Public Health, Emergency Hospitals) by Adding Item 8.1 1-06 Ambulance Driver (Relief) at \$175 per Month.**  
(Series of 1939)

Bill No. 257, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 61, (Department of Public Health, Emergency Hospitals) by adding Item 8.1 1-06 Ambulance Driver (Relief) at \$175 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Bill 192, Ordinance 186, Section 61, is hereby amended to read as follows:

**Section 61. DEPARTMENT OF PUBLIC HEALTH—  
EMERGENCY HOSPITALS**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B408	General Clerk-Stenographer .....	\$ 190
1.1	1	I2	Kitchen Helper .....	80
2	12	L504	Emergency Hospital Surgeon .....	200
3	1	L506	Assistant Chief Surgeon Emergency Hospitals .....	225
4	1	L508	Chief Surgeon .....	250
5	14	O6	Ambulance Driver .....	200
6	1	O6	Ambulance Driver .....	195
7	1	O6	Ambulance Driver .....	185
8	3	O6	Ambulance Driver .....	175
8.1	1	O6	(Ambulance Driver Relief) .....	175
9	6	P2	Emergency Hospital Steward .....	165
10	4	P2	Emergency Hospital Steward .....	175
11	13	P2	Emergency Hospital Steward .....	200
11.1	1	P3	Senior Emergency Hospital Steward .....	175
12	1	P4	Chief Emergency Hospital Steward .....	250
13	11	P102	Registered Nurse .....	165
14	5	P102	Registered Nurse .....	135

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

**An Ordinance Amending Bill 192, Ordinance 186, Section 4a Mayor —Exposition Organization (6 months) by changing Item 5 from One C101 Dressing Room Maid at \$75 to One C101 Dressing Room Maid (part time) at \$75; and Changing Item 6 from One C101 Dressing Room Maid at \$60 to One C101 Dressing Room Maid (part time) at \$60.**

(Series of 1939)

Bill No. 258, Ordinance No....., as follows :

An ordinance amending Bill 192, Ordinance 186, Section 4a Mayor —Exposition Organization (6 months) by changing Item 5 from one C101 Dressing Room Maid at \$75 to one C101 Dressing Room Maid, (part time) at \$75; and changing Item 6 from one C101 Dressing Room Maid at \$60 to one C101 Dressing Room Maid (part time) at \$60.

Be it ordained by the People of the City and County of San Francisco, as follows:



Section 4a. **MAYOR—EXPOSITION ORGANIZATION (6 months)**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B73	Exposition Hostess .....	\$ 200
2	1	B78	San Francisco Exposition Commissioner...	500
3	1	B79	Assistant Exposition Commissioner .....	250
4	2	B454	Telephone Operator .....	150
5	1	C101	<b>Dressing Room Maid (part time)</b> .....	75
6	1	C101	<b>Dressing Room Maid (part time)</b> .....	60
7	5	C104	Janitor .....	145

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

*Passed for second reading* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

An Ordinance Amending Bill 192, Ordinance 186, Section 55, (Department of Public Health-Central Office), by Changing Item 91.1, One F520 Consultant Sanitary Engineer at \$150, to One F520 Consultant Sanitary Engineer, (part time) at \$150.

(Series of 1939)

Bill No. 259, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 55, (Department of Public Health-Central Office), by changing Item 91.1, one F520 Consultant Sanitary Engineer at \$150, to one F520 Consultant Sanitary Engineer (part time) at \$150.

Be it ordained by the People of the City and County of San Francisco, as follows:

Bill 192, Ordinance 186, Section 55, is hereby amended to read as follows:

Section 55. **DEPARTMENT OF PUBLIC HEALTH—  
CENTRAL OFFICE—(Continued)**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
<b>SCHOOL INSPECTION—MEDICAL</b>				
55	1	L252	Optometrist (part time) .....	\$ 150
56	1	L368	Director Bureau Child Hygiene .....	383.33
57	1	L364	Pediatrician .....	250
58	1	L364	Pediatrician (part time) .....	175
59	11	L364	Pediatrician (part time) .....	150
60	1	L364	Pediatrician (part time) .....	75
61	1	L602	Audiometer Technician .....	125
<b>DENTAL</b>				
62	1	B222	General Clerk (part time) .....	50
63	2	L152	Dental Hygienist .....	150
63.1	2	L152	Dental Hygienist .....	135
64	14	L156	Dentist (part time) .....	100
65	1	L160	Director of Dental Bureau (part time)....	250
<b>CHILD WELFARE—MEDICAL</b>				
66	1	L364	Pediatrician .....	250
67	4	L364	Pediatrician (part time) .....	150
68	1	L364	Pediatrician at \$5 per day (part time)....	

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
<b>MILK AND FOOD INSPECTION</b>				
69	1	B408	General Clerk-Stenographer .....	190
70	1	B408	General Clerk-Stenographer .....	125
71	1	B408	General Clerk-Stenographer .....	100
71.1	1	B408	General Clerk-Stenographer (part time)....	79.50
72	7	N52	Food and Restaurant Inspector .....	200
73	10	N52	Food and Restaurant Inspector .....	185
74	1	N52	Food and Restaurant Inspector .....	175
75	3	N53	Assistant Chief Food Inspector .....	225
76	1	N54	Chief Food Inspector .....	325
77	1	N64	Dairy Inspector .....	300
78	2	N64	Dairy Inspector .....	225
79	2	N64	Dairy Inspector .....	200
79.1	2	N64	Dairy Inspector .....	175
<b>CHEMICAL LABORATORY</b>				
80	1	L102	Food Chemist Assistant .....	125
81	1	L104	Food Chemist .....	225
82	1	L104	Food Chemist .....	175
83	1	L106	Senior Food Chemist .....	250
<b>PLUMBING INSPECTION</b>				
85	6	A412	Plumbing Inspector .....	240
85.1	3	A412	Plumbing Inspector .....	225
86	1	A416	Chief Plumbing Inspector .....	275
87	1	B408	General Clerk-Stenographer .....	190
<b>HOUSING INSPECTION</b>				
88	1	B408	General Clerk-Stenographer .....	125
89	9	N204	Housing Inspector .....	200
89.1	2	N204	Housing Inspector .....	175
90	1	N206	Chief Housing Inspector .....	275
<b>INDUSTRIAL INSPECTION</b>				
91	1	B408	General Clerk-Stenographer .....	100
91.1	1	F520	Consultant Sanitary Engineer (part time)	150
92	3	N205	Industrial Inspector .....	200
93	1	N208	Chief Industrial Inspector .....	275
93.1	1	N500	Inspector of Disinfectments .....	175
<b>CITY PHYSICIANS</b>				
94	3	L360	Physician (part time) .....	300
95	1	L360	Physician (part time) .....	250
96	1	L360	Physician (part time) .....	200
97	6	L360	Physician (part time) .....	150
97.1	2	L360	Physician (part time) .....	75
98	1	L362	Supervisor of City Physicians (part time)	300

Approved as to form by the City Attorney.

Approved by Civil Service Commission.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

**Transfer of Fund—Janitor Public Library**  
(Series of 1939)

Bill No. 265, Ordinance No. ...., as follows:

Reappropriating \$660 out of surplus existing in Appropriation No. 914.101.00 to the credit of Appropriation No. 914.101.00, creating the position of 1 Janitor at \$55 per month, providing the compensation therefor from July 1, 1939, to June 30, 1940, and eliminating the position of 1 Janitor at \$27.50 per month in the San Francisco Public Library.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$660 is hereby reappropriated and set aside out of surplus existing in Appropriation No. 914.101.00 to the credit of Appropriation No. 914.101.00 to provide funds for the compensation of 1 Janitor at \$55 per month in the San Francisco Public Library for the period July 1, 1939, to June 30, 1940.

Section 2. The position of 1 Janitor at \$55.00 per month in the San Francisco Public Library is hereby created; the position of 1 Janitor at \$27.50 per month is hereby eliminated.

Recommended by the Librarian.

Approved as to funds available by the Controller.

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

Approved by the Mayor.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

An Ordinance Amending Bill 192, Ordinance 186, Section 17 (Public Library, by Increasing the Number of Employments Under Item 12 from 9 to 10 Janitress or Janitor (part time) at \$55 and by Decreasing the Number of Employments Under Item 13 from 9 to 8 Janitress or Janitor (part time) at \$27.50.

(Series of 1939)

Bill No. 260, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 17 (Public Library, by increasing the number of employments under Item 12 from 9 to 10 Janitress or Janitor (part time) at \$55 and by decreasing the number of employments under Item 13 from 9 to 8 Janitress or Janitor (part time) at \$27.50.

Be it ordained by the People of the City and County of San Francisco, as follows:

Bill 192, Ordinance 186, Section 17, is hereby amended to read as follows:

**Section 17. PUBLIC LIBRARY**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	A154	Carpenter .....	\$ 200
2	1	B72	Secretary, Board of Library Trustees.....	250
3	1	B222	General Clerk .....	175
3.1	1	B222	General Clerk .....	155
5	1	B228	Senior Clerk .....	200
7	1	C52	Elevator Operator .....	110
8	1	C52	Elevator Operator (part time) .....	65
8.1	1	C101	Dressing Room Maid (part time) .....	75

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
8.2	1	C101	Dressing Room Maid (part time) .....	65
10	1	C102	Janitress (part time) .....	82.50
12	10		Janitress or Janitor (part time) .....	55
13	8		Janitress or Janitor (part time) .....	27.50
15	1	C104	Janitor .....	125
15.1	1	C152	Watchman .....	125
16	1	C152	Watchman .....	150
17	1	J54	Book Repairer .....	90
18	4	J54	Book Repairer .....	110
19	1	J54	Book Repairer .....	125
20	1	O1	Chauffeur .....	160
20.1	1	O168	Engineer of Stationary Steam Engines.....	185

## DEPARTMENTAL TITLES

21	7	Branch Librarian .....	175
22	13	Librarian .....	100
23	11	Librarian .....	130
24	9	Librarian .....	140
25	4	Librarian .....	150
26	20	Librarian .....	160
27	8	Librarian .....	175
28	1	Chief Cataloger .....	225
29	1	Reference Librarian .....	250
30	1	City Librarian .....	400
30.1	11	Library Assistants .....	85
31	67	Substitutes, 50c per hour .....	
32	37	Pages, 30c per hour .....	
33	1	Station Keeper (part time) .....	50
34	4	Station Keepers (part time) .....	15

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

### Transfer of Funds—General Clerks Tax Collector's Bureau of Delinquent Revenue

(Series of 1939)

Bill No. 264, Ordinance No. ...., as follows:

Reappropriating \$8,137.50 out of surplus existing in Appropriation No. 928.102.02 to the credit of Appropriation No. 928.101.02, and creating the positions of 4 B-222 General Clerks at \$155 per month, and 1 B-408 General Clerk-Stenographer at \$155 per month, in the office of the Tax Collector, Bureau of Delinquent Revenue, and providing the compensation therefor for the period August 16, 1939, to June 30, 1940.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$8,137.50 is hereby reappropriated and set aside out of surplus existing in appropriation No. 928.102.02 to the credit of Appropriation No. 928.101.02 to provide funds for the compensation of 4 B-222 General Clerks at \$155 per month, and 1 B-408 General Clerk-Stenographer at \$155 per month, in the office of the Tax

Collector, Bureau of Delinquent Revenue, for the period August 16, 1939, to June 30, 1940.

Section 2. The positions of 4 B-222 General Clerks at \$155 per month, and 1 B-408 General Clerk-Stenographer at \$155 per month, in the office of the Tax Collector, Bureau of Delinquent Revenue, are hereby created. These positions have been paid from the appropriation for temporary salaries in Bureau of Delinquent Revenue but due to action of the Civil Service Commission they have now been declared permanent. This ordinance is necessary in order to transfer funds from appropriation for temporary salaries to appropriation for permanent salaries in this department.

Recommended by the Director of Finance and Records.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

Approved by the Mayor.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

An Ordinance Amending Bill 192, Ordinance 186, Section 31, (Dept. of Finance and Records—Tax Collector) by Increasing the number of Employments Under Item 12.1 from 1 to 5 B222 General Clerk at \$155; and by Increasing the Number of Employments Under Item 17 from 1 to 2 B408 General Clerk-Sterographer at \$155.

(Series of 1939)

Bill No. 261, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 31, (Dept. of Finance and Records—Tax Collector) by increasing the number of employments under Item 12.1 from 1 to 5 B222 General Clerk at \$155; and by increasing the number of employments under Item 17 from 1 to 2 B408 General Clerk-Stenographer at \$155.

Be it ordained by the People of the City and County of San Francisco, as follows:

Bill 192, Ordinance 186, Section 31 is hereby amended as follows:

Section 31. **DEPT. OF FINANCE AND RECORDS—**  
**TAX COLLECTOR**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B93	Tax Collector .....	\$ 666.66
2	1	B92	Chief Clerk .....	325
3	1	B89	Director, Bureau of Licenses .....	250
4	1	B102	Teller .....	240
5	1	B102	Teller .....	180
5.1	1	B102	Teller .....	200
6	1	B105	Assistant Cashier, Tax Collectors Office.....	240
7	1	B108	Cashier, Tax Collector's Office .....	300
8	1	B222	General Clerk .....	215
9	13	B222	General Clerk .....	200
11	3	B222	General Clerk .....	175

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
12	9	B222	General Clerk .....	160
12.1	5	B222	General Clerk .....	155
13	1	B228	Senior Clerk .....	200
14	1	B234	Head Clerk .....	275
16	2	B408	General Clerk-Stenographer .....	175
17	2	B408	General Clerk-Stenographer .....	155
18	1	B412	Senior Clerk-Stenographer .....	200
19	1	G154	Senior Inspector of Licenses .....	250
20	2	G153	Adjuster, Tax Collector's Office .....	215
21	1	B91	Director Bureau of Delinquent Revenue....	400
22	1	K4	Attorney, Civil .....	275
23			Seasonal Clerical and other Temporary services as needed at rates not in excess of salary standardization schedules.	

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Passed for second reading* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

#### Appropriation from Water Dept. Funds to Resist Claims of Riparian Owners on Tuolumne River.

Authorizing an appropriation of \$7,500 out of surplus existing in the Hetch Hetchy Power Operative Fund and \$7,500 out of surplus existing in the Water Revenue Fund to the credit of Appropriation No. 968,604.03, Hetch Hetchy Water Supply Fund, to provide funds to resist claims of riparian owners on Tuolumne River.

(Series of 1939)

Bill No. 262. Ordinance No....., as follows:

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$7500 is hereby appropriated out of surplus existing in the Hetch Hetchy Power Operative Fund and \$7500 out of surplus existing in the Water Revenue Fund to the credit of Appropriation No. 968,604.03, Hetch Hetchy Water Supply Fund, to provide funds to resist claims of riparian owners on Tuolumne River.

Recommended by the Manager of Utilities.

Approved by Public Utilities Commission Resolution No. 3354.

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

Approved by the Mayor.

*Passed for second reading* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.



**Authorizing Sale of Certain Fire Department Land in Assessor's  
Block 2350.**

(Series of 1939)

Bill No. 263, Ordinance No. ...., as follows:

Authorizing sale of certain fire department land in assessor's block 2350.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Board of Supervisors hereby declare that public interest and necessity demands the sale of the following described City owned land situated in the City and County of San Francisco, State of California:

Beginning at a point on the easterly line of 22nd Avenue, distant thereon 285 feet north of the northerly line of Taraval Street; thence running northerly along the easterly line of 22nd Avenue, a distance of 30 feet; thence at right angles easterly 120 feet; thence at right angles southerly 30 feet; thence at right angles westerly 120 feet to the easterly line of 22nd Avenue and the point of beginning.

Section 2. The above described land shall be sold in accordance with the provisions of Section 92 of the Charter.

Recommended by Board of Fire Commissioners.

Approved as to form by the City Attorney.

Approved by the Director of Property.

*Passed for second reading* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

**Adopted**

The following matters were taken up:

**Authorizing the Refund of Taxes on Personal Property Paid in Duplicate by Richardson and Richardson to the Bureau of Delinquent Revenue.**

(Series of 1939)

Resolution No. 447, as follows:

Authorizing the refund of taxes on personal property paid in duplicate by Richardson and Richardson to the Bureau of Delinquent Revenue.

Whereas, Richardson and Richardson made a duplicate payment in the sum of \$61.46 as taxes due for the fiscal year 1938 1939 on personal property owned by Richardson and Richardson; and

Whereas, said Richardson and Richardson have made a demand on the Bureau of Delinquent Revenue for the refund of said duplicate payment.

Now, Therefore, it appearing to the satisfaction of this Board of Supervisors that the sum of \$61.46 should be refunded to said Richardson and Richardson, for the reason that said tax has been theretofore paid, and said Richardson and Richardson having filed a verified claim asking for said refund of said taxes, the Treasurer of the City and County of San Francisco is hereby directed to pay to said Richardson and Richardson the said sum of \$61.46 as the duplicate payment of the above mentioned taxes.

Approved as to form by the City Attorney.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

## Recommendation of Public Buildings, Lands and City Planning Committee

### Set-back Lines Easterly and Westerly Sides of 18th Avenue.

(Series of 1939)

Resolution No. 448, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2015, dated July 27, 1939, reading as follows:

Resolved, That subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following building set-back lines be, and the same are hereby approved, and established:

Along the westerly side of 18th Avenue, commencing at Vicente Street and running thence southerly 325 feet, set-back line to be 4 feet; thence southerly 25 feet, set-back line to be 3 feet; thence southerly 25 feet, set-back line to be 2 feet; thence southerly 25 feet, set-back line to be 1 foot; and

Along the easterly side of 18th Avenue between Vicente Street and Wawona Street, set-back line to be 8 feet, is hereby approved.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

### Set-back Lines, Westerly Side of 21st Avenue, 25 Feet Southerly From Quintara Street.

(Series of 1939)

Resolution No. 449, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2017, dated July 27, 1939, reading as follows:

Resolved, That, subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following building set-back lines be, and the same are hereby approved, and established:

Along the westerly side of 21st Avenue, commencing at a point 25 feet southerly from Quintara Street and running thence southerly to the northerly line of Rivera Street, set-back line to be 6 feet, is hereby approved.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

### Abolishing Set-back Lines, Easterly Side of Junipero Serra Blvd. Between Worcester Avenue and Payson Street.

(Series of 1939)

Resolution No. 450, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2014, dated July 27, 1939, reading as follows:

Resolved, That subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following building set-back lines be, and the same is hereby changed to as to abolish the same:

Along the easterly side of Junipero Serra Boulevard, between the

southwesterly line of Worcester Avenue and Payson Street, set-back line being 33 feet, is hereby approved.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

**Set-back Lines, Westerly Side of 20th Avenue, 100 Feet Southerly From Judah Street.**

(Series of 1939)

Resolution No. 451, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2016 dated July 27 1939, reading as follows:

Resolved, That subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following building set-back lines be, and the same are hereby established:

Along the westerly side of 20th Avenue, commencing at a point 100 feet southerly from Judah Street, and running thence southerly 100 feet; set-back line to be 4 feet; thence southerly 75 feet, set-back line to be 2 feet; thence southerly 200 feet, set-back line to be 4 feet; thence southerly 25 feet, setback line to be 2 feet, is hereby approved.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

**Leave of Absence—Mr. Constant J. Auger, Member, Board of Permit Appeals**

(Series of 1939)

Resolution No. 452, as follows:

Resolved, That in accordance with the recommendation of his Honor the Mayor, Mr. Constant J. Auger, member of the Board of Permit Appeals, is hereby granted a leave of absence for the period July 26th to August 1st, 1939, with permission to leave the State.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.**

**Adopted**

The following resolution, presented by Supervisor Colman, was taken up:

**In Memoriam: Milton Esberg.**

(Series of 1939)

Resolution No. 452, as follows:

Whereas, There has passed from the scene of his great endeavor, a man of noble and devoted character in the person of Milton Esberg. Prominent in the busy life of his native city, foremost in all its civic and social affairs, Milton Esberg won the affection and admiration of all irrespective of color, race or creed. His genial character, high pur-

pose and devoted service as one of the principal founders of the Community Chest and one of its most indefatigable workers has engraved his name forever in the hearts of our people; and

Whereas, Milton Esberg knew his San Francisco and loved it with an ardent affection, giving of himself unstintingly to promote and advance its interest and welfare, and was in turn dearly beloved by those who were privileged to know him—his splendid character and invincible spirit; and

Whereas, San Francisco and its people have suffered an irreparable loss in the passing of so worthy and devoted citizen; now, therefore, be it

Resolved, That when this Board of Supervisors adjourns today it does so out of respect to the revered memory of Milton Esberg, extending to the bereaved widow and sorrowing family its deepest sympathy and condolences in this their sad bereavement; and be it

Further Resolved, That the Clerk of this Board is hereby directed to send copies of the foregoing resolution to the family of the deceased.

*Adopted* unanimously by a rising vote.

#### Adopted

The following resolution, presented by Supervisor McSheehy, was taken up:

#### Protesting Removal of State Relief Administration Headquarters from San Francisco to Los Angeles.

(Series of 1939)

Resolution No. 454, as follows:

Whereas, It has been proposed by the Governor of California to transfer headquarters of the State Relief Administration from San Francisco to Los Angeles, and

Whereas, This will mean the removal from San Francisco of the employees of the State Relief Administration and their families, and in many instances the abandonment of homes owned or established here, and in many other ways cause them great inconvenience, and

Whereas, It will also result in the removal from San Francisco of a state payroll that is now expended principally in San Francisco to the benefit of its merchants, property owners and other commercial interests, and

Whereas, The removal of these headquarters to a location far removed from the seat of the State Government at Sacramento will mean a considerable cost to the taxpayers of the State, and require a greater expenditure for transportation and other expenses of State employees traveling between the Capitol and SRA headquarters, and

Whereas, There appears no valid reason for the transfer of the SRA headquarters and the proposal seems discriminatory and unjustified; therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco earnestly registers its objection to the proposal to move the State Relief Administration headquarters from San Francisco and urges His Excellency, Governor Culbert L. Olson, to reconsider any decision in this regard.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

**Referred to Finance Committee**

The following resolution, presented by Supervisor McSheehy, was taken up:

**Finance Committee Requested to Devise Ways and Means of Supplying Police Department With Ammunition for Target Practice.**

(Series of 1939)

Resolution No. ...., as follows:

Whereas, The members of the San Francisco Police Department are required, in the course of their duties, to be proficient in the use of firearms; and

Whereas, The members of the San Francisco Police Department are severely hampered in their target practice because of the fact that no ammunition is supplied to them by the City and County of San Francisco, which is of vital importance in the suppression of crime and the apprehension of criminals; and

Whereas, This is a situation which does not make for the best interests of San Francisco; now, therefore, be it

Resolved, That the Finance Committee of the Board of Supervisors is hereby authorized and requested to consider this matter and to devise ways and means whereby the members of the Police Department may be supplied with ammunition for target practice.

*Referred to Finance Committee.*

**Finally Passed**

The following emergency ordinance, presented by Supervisor Roncovieri, was taken up:

**Appropriation \$2000. Cost of Moving Engine Company No. 38 to its Temporary Site.**

(Series of 1939)

Bill No. 267, Ordinance No. ...., as follows:

Authorizing a supplemental appropriation of \$2,000 from the proceeds of the sale of the lot and house occupied by Engine Company No. 32, at 198 Appleton Avenue, to the credit of Appropriation Number 910.200.01, to pay for the cost of moving this building from its present location to a temporary site, an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$2,000 is hereby appropriated and set aside from the proceeds of the sale of the lot and house occupied by Engine Company No. 32 at 198 Appleton Avenue, to the credit of Appropriation Number 910.200.01, to pay for the cost of moving this building from its present location to a temporary site.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare, by the vote by which this ordinance is passed, that an actual emergency exists in that in order to provide for the uninterrupted operation of Engine Company No. 32 of the Fire Department. It is essential that an engine company be maintained in this district and, unless this building is moved to a temporary location, the Fire Department will be without facilities to house this engine company in this district.

Recommended by the Chief of the Fire Department.

Approved as to form by the City Attorney.

Approved by the Fire Commission.

Approved as to funds available by the Controller.

Approved by the Mayor.

*Finally passed by the following vote:*

Ayes—Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10

Absent—Supervisor Brown.

### Referred to Public Welfare Committee

The following resolution, presented by Supervisor Uhl, was taken up:

#### Commending American Legion for Its Stand on Neutrality. (Series of 1939)

Resolution No. ...., as follows:

Whereas, The people of San Francisco, in common with the people of the United States of America in general, have upon frequent occasions expressed their abhorrence of war and its folly; and

Whereas, The cost of war is measured in the appalling loss of the lives of our most vigorous youth and in the tragedy that is the consequence of disrupted homes and anguished families, not to take into account the staggering financial impost war levies on every man, woman and child; and

Whereas, The United States of America has no quarrel with any of the nations that are its neighbors, and has no concern in the international differences of opinion and interest that have led to armed conflict in other sections of the World; and

Whereas, The United States of America by remaining aloof from the partisanships that lead to involvement in international disputes shall be able to avoid the horrible consequences of another war involving the loss of lives of its citizens and demoralization of its economic life; and

Whereas, The American Legion has assumed the leadership in the inculcation of a nation-wide philosophy of neutrality among the citizens of this country with respect to the troubled conditions existent elsewhere throughout the world, and to promote the crystalization of this neutral philosophy has undertaken the circulation of petitions expressing the sentiment that this nation refrain from taking sides in any foreign controversy not involving the safety, honor or integrity of the United States; and

Whereas, The American Legion has undertaken to spread this neutrality; now, therefore, be it

Resolved, That this Board of Supervisors does hereby place itself on record in expressing its unqualified endorsement of the aims of the American Legion in the campaign to preserve this nation from war and to perpetuate peace; and be it

Further Resolved, That this Board of Supervisors does commend the American Legion for their espousal of this most noble purpose, and does urge the citizens of San Francisco wholeheartedly to support the current campaign to preserve the neutrality of the United States of America.

*Referred to Public Welfare Committee.*

### Sacramento Centennial Pageant

Supervisor Ratto, on roll call, inquired if the Finance Committee had appointed any committee to participate in the Sacramento Centennial Pageant to be held in Sacramento August 9 to 12. Supervisor Roncovieri informed Supervisor Ratto that the Finance Committee had not given consideration to the matter but that if the Supervisor attended the committee meeting on Friday, August 4, the matter would be discussed.

### Miss Eugenie Schenk, Director County Welfare Division Congratulated on Completion of Twenty-five Years' Service with City

Supervisor Roncovieri called attention to the fact that Miss Eugenie Schenk is today celebrating her silver jubilee as an employe of San



Francisco. He moved that the Clerk send a letter to Miss Eugenie Schenk complimenting her on her twenty-five years of competent and excellent service with the City and County and expressing the hope that she may be able to serve in her present humanitarian capacity for many years to come.

So ordered.

### Communications

The following communications were received and read by the Clerk:

#### Federal Emergency Relief Appropriation Act of 1939

From Hiram W. Johnson, United States Senator, acknowledging receipt of letter from Board of Supervisors dated July 20, 1939, transmitting Resolution No. 414, in connection with Federal Emergency Relief Resolution Act of 1939.

Ordered filed.

#### Federal Emergency Relief Appropriation Act of 1939

From Richard J. Welch, M.C., acknowledging receipt of letter from Board of Supervisors dated July 20, 1939, transmitting Resolution No. 414, in connection with Federal Emergency Relief Appropriation Act of 1939.

Ordered filed.

#### Low Cost Housing Project, Calvary Cemetery

From Albert J. Evers, Executive Director, Housing Authority of the City and County of San Francisco, enclosing certified copy of Resolution No. 48, "Determining to abandon present plans for the acquisition and development of low rent housing project for Calvary Cemetery site."

Ordered filed.

### Privilege of the Floor

Garbage Collection and Disposal Permit, Owners & Lessees Apartment House Association, Inc.

On motion of Supervisor Uhl, Mr. Charles A. Christin, President, Owners & Lessees Apartment House Association, Inc., was granted the privilege of the floor.

Mr. Christin read communication from Owners & Lessees Apartment House Association, Inc., protesting delay of Health Department in granting or denying application for permit to collect and dispose of its own refuse and garbage within the apartment house districts.

Dr. Geiger was then sent for, who replied to the remarks of Mr. Christin as follows: That (a) the matter was properly before the Department of Health, (b) that Mr. Christin had no recourse from any decision by the Department of Health except to appeal to the Board of Permit Appeals, and (c) that should such appeal fail the only remaining course to pursue would be to take the application for permit to the Courts. He further stated that the Board of Supervisors had absolutely nothing whatever to do with the matter.

MONDAY, JULY 31, 1939

## ADJOURNMENT

There being no further business, the Board, at the hour of 3:55 P. M., adjourned.

DAVID A. BARRY, Clerk

Approved by the Board of Supervisors, August 7, 1939.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,  
City and County of San Francisco.

Tuesday, July 11, 1939

Wednesday, July 12, 1939

Friday, July 14, 1939

Monday, July 17, 1939

# **Journal of Proceedings Board of Supervisors**

City and County of San Francisco

Sitting as a

## **Board of Equalization**



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# JOURNAL OF PROCEEDINGS

## BOARD OF SUPERVISORS

TUESDAY, JULY 11, 1939, 10 A. M.

in Board of Supervisors, San Francisco, Tuesday, July 11, 1939, 10 A. M.  
The Board of Supervisors met pursuant to recess of Monday, July 9, 1939, to sit  
a Board of Equalization and heard all applicants who had filed petitions for  
rections or reduction of assessments on their property as shown on the assess-  
ent roll for the fiscal year 1939-1940.

### CALLING THE ROLL

The roll was called and the following Supervisors were noted present:  
Supervisors Mead, Meyer, Schmidt, Shannon, Uhl—5.  
President Shannon presiding.

### Procedure for Consideration of Applications

Due to lack of a quorum, the members present agreed to hear applicants for  
rections or reductions of their assessments; to receive the report of the apprais-  
s thereon; and to refer to the Board all motions or recommendations made.

### Consideration of Applications for Correction or Equalization of Assessments

The following applications were taken up and acted upon as follows:

	Lot	Block	Land	Building
1 Marjorie W. Mills .....	28	1008	2,680	1,200
Appraisers recommend no reduction. Applicant heard.				
Application taken under advisement.				
2 Giacomo Cavagnaro .....	14	144	3,220	1,200
Appraisers recommend no reduction. Applicant heard.				
Application taken under advisement.				
3 Stephan & Rita Bisio .....	2	6081	450	2,000
Appraisers recommend no reduction. Applicant heard.				
Application taken under advisement.				
4 Emma C. Duncan .....	10	947	1,760	7,250
Appraisers recommend reduction of \$250 on building, making assessment				
thereon read \$7000. Application taken under advisement.				
5 O. Monson .....	6	4044	7,480	1,350
Appraisers recommend reduction of \$850 on building, making assessment				
thereon read \$500. Application taken under advisement.				
6 Israel and Becky Goldstein .....	3	749	2,840	12,600
Appraisers recommend no reduction. Applicant heard.				
Application taken under advisement.				
7 Ella Balich .....	1	5712	660	3,000
Appraisers recommend no reduction. Applicant heard.				
Application taken under advisement.				
8 Cathe E. Carson .....	2	281	6,930	13,500
Appraisers recommend no reduction. Applicant heard.				
Application taken under advisement.				
9 E. M. Hill .....	1E	2123B	220	2,000
Appraisers recommend no reduction. Applicant heard.				
Application taken under advisement.				

	Lot	Block	Land	Buildi
10 Alide Schenck Petrovffky .....	46	3569	3,210	1,00
Appraisers recommend no reduction. Applicant heard. Application taken under advisement.				
11 Annette Leibo .....	4	1834	780	1,50
Appraisers recommend no reduction. Applicant heard. Application taken under advisement.				
12 Walter G. Preddey .....	23	1235	2,170	5,00
Applicant heard. Buildings assessed unequally with others in vicinity. Further consideration postponed on motion by Supervisor Uhl.				
13 L. Aaron .....	21C	1352	1,800	4,50
Applicant heard. Building assessment reduced this year \$200 by Assesse Further consideration postponed on motion by Supervisor Uhl.				
14 M. A. Sullivan .....	68	1279	1,480	2,00
Appraisers recommend reduction of \$200 on building, making assessment thereon to read \$4800. Application taken under advisement.				
15 August Westerman .....	4	6601	830	5,00
Appraisers recommend no reduction. Applicant heard. Application taken under advisement.				
16 Geo. A. Perasso .....	12A, 12B, 12C	248	15,000	14,00
Appraisers recommend no reduction. Applicant heard. Application taken under advisement.				
17 Wm. E. & Marg Deardoff .....	10	1140	750	1,90
Appraisers recommend no reduction. Applicant heard. Application taken under advisement.				
18 Gordon Berensen .....	12	310	81,230	20,00
Appraisers recommend no reduction. Building assessment reduced \$13,00 since 1933. Consideration continued.				
19 Wilhelmine Koerber .....	21	1127	4,580	13,50
Appraisers recommend reduction of \$1000 on building, making assessment thereon to read \$12,500. Application taken under advisement.				
20 A. Sontag .....	30	1759	1,100	5,00
Appraisers recommend no reduction. Applicant heard. Application taken under advisement.				
21 Adolph & Caroline Figoni .....	2, 2A	129	11,170	9,70
Appraisers recommend no reduction. Applicant heard. Application taken under advisement.				
22 Amalija & Mitchell B. Bilafer .....	38	3618	1,630	8,25
Appraisers recommend reduction of \$250 on building, making assessment thereon to read \$8000. Application taken under advisement.				
23 N. C. & Amelia Kurtovich .....	37	929	1,250	3,950
Appraisers recommend no reduction. Applicant heard. Application taken under advisement.				
24 Antonio Cipriano .....	28	6047	200	1,300
Appraisers recommend no reduction. Applicant heard. Application taken under advisement.				
25 Geo. & Hilde Marzotto .....	21C	517	340	3,000
Appraisers recommend no reduction. Applicant heard. Application taken under advisement.				
26 Nick & Fanny Kochergin .....	24	4086	800	700
Appraisers recommend reduction of \$100 on building, making assessment thereon to read \$700. Application taken under advisement.				
27 Guido & Angelina Torre .....	7	4279	630	1,450
Appraisers recommend no reduction. Applicant heard. Application taken under advisement.				
28 Josephine & Antonio Maniscalco .....	6A	28	940	3,800
Appraisers recommend no reduction. Applicant heard. Application taken under advisement.				



	Lot	Block	Land	Building
9 Kathé L. Chaigneau.....	20	2116	700	1,700
Appraisers recommend no reduction. Applicant heard.				
Application taken under advisement.				
0 John & Annie Gallagher.....	1K	1173	1,420	3,600
Appraisers recommend no reduction. Applicant heard.				
Application taken under advisement.				
1 Tsuny Kinoshita et al. ....	27	700	5,500	4,500
Appraisers recommend no reduction. Applicant heard.				
Application taken under advisement.				
2 Robert D. Schmidt .....	11	3102	1,830	5,700
Appraisers recommend reduction of \$250 on building, making assessment thereon to read \$5,500. Application taken under advisement.				
3 Title Ins. Guaranty Co. ....	52	3723	1,280	2,900
Appraisers recommend reduction of \$300 on building, making assessment thereon to read \$2,600. Application taken under advisement.				
4 Rose Pratt .....	4	3632	1,570	10,000
Appraisers recommend no reduction. Consideration continued at request of Supervisor Uhl.				
5 Miss Anne Nolan .....	11	1245	1,750	1,800
Appraisers recommend no reduction. Applicant heard.				
Application taken under advisement.				
8 Mary L. Hayes .....	1L	1173	1,420	4,050
Appraisers recommend no reduction. Applicant heard. Consideration continued at request of Supervisor Uhl.				
3 Melissa Klotz .....	1M	1173	1,420	3,600
Appraisers recommend no reduction. Consideration continued at request of Supervisor Uhl.				
5 Wm. & Hilda Brauer .....	21B	527	1,750	5,000
Appraisers recommend no reduction. Applicant heard.				
Application taken under advisement.				
4 Agnes Anderson & Helen J. Bose....	34	1457	2,520	300
Appraisers recommend no reduction. Applicant heard.				
Application taken under advisement.				
9 Remo Pietropaoli .....	1	237	14,340	13,500
Appraisers recommend reduction of \$500 on building, making the assessment thereon to read \$13,000. Application taken under advisement.				
0 Signe E. Johnson .....	11A	252	5,920	13,000
Appraisers recommend no reduction. Applicant heard.				
Application taken under advisement.				
3 James W. Sullivan & Daisy Sullivan	43	1402	1,130	3,100
Appraisers recommend no reduction. Recheck of property by appraisers requested by Supervisor Uhl.				
5 Tony Araboglon .....	35	1454	1,620	3,750
Appraisers recommend no reduction. Applicant heard. Consideration continued at request of Supervisor Uhl.				
7 Evelyn Evergettis .....	17	1385	1,600	4,350
Applicant heard. Assessment on building increased last year \$300 because of alterations thereon. Consideration continued at request of Supervisor Uhl.				
0 Sophie Grote .....	12	1079	3,180	4,500
Appraisers recommend reduction of \$500 on building, making assessment thereon to read \$4,000. Applicant heard. Application taken under advisement.				

## RECESS

There being present no other applicants for reductions or corrections of assessments on their property desiring to be heard, the Board, at the hour of 12:10 P. M. adjourned, to reconvene on Wednesday, July 12, 1939, at 2 P. M.

DAVID A. BARRY, Clerk.

## WEDNESDAY, JULY 12, 1939, 2 P. M.

The Board of Supervisors reconvened as a Board of Supervisors, pursuant to recess on July 11, 1939.

## CALLING THE ROLL

The roll was called and the following Supervisors were noted present: Supervisors McGowan, McSheehy, Mead, Uhl—4.

Absent: Supervisors Brown, Colman, Meyer, Ratto, Roncovieri, Schmidt, Shannon—7.

Supervisor McGowan presiding on motion by Supervisor Uhl.

President Warren Shannon was noted present at 2:30 P. M., when he took chair.

Supervisors Meyer and Ratto were noted present at 3:15 P. M.

Supervisor Roncovieri was noted present at 2:55 P. M.

## Consideration of Applications for Correction or Equalization of Assessments

Consideration of applications for correction or equalization of assessments continued, as follows:

		Lot	Block	Land	Build
2	Giacomo Cavagnaro .....	14	144	3,220	1,300
	Appraisers recommend no reduction. Supervisor Ratto moved a reduction of \$200 on buildings. Consideration <i>continued</i> .				
21	Adolph & Caroline Figoni.....	2, 2A	129	11,170	9,700
	No report from appraisers. Applicant heard. Consideration <i>continued</i> .				
36	Wm. J. Shields et al. ....	8	1088	500	3,000
	Appraisers recommend reduction of \$250 on buildings, making the assessment thereon to read \$3,200. Applicant heard. Application <i>taken under advisement</i> .				
57	Ivan J. Schuraviev .....	71, 72	3587	3,240	13,000
	Appraisers recommend no reduction. Supervisor McSheehy, seconded by Supervisor Shannon, moved a reduction of \$350 on building, making assessment thereon to read \$13,150. No objection and <i>so ordered</i> .				
62	C. H. Dudley .....	14	1039	1,900	2,000
	Appraisers recommend no reduction. Consideration <i>continued</i> at request of Supervisor Uhl.				
83	Giovanni & Marie Giosso .....	9	1521	1,200	3,000
	Appraisers recommending reduction of \$250 on building, making assessment thereon to read \$3,000. Applicant heard. Application <i>taken under advisement</i> .				
95	Tony Araboglon .....	35	1454	1,620	2,000
	Appraisers recommend no reduction. Applicant heard. Further consideration <i>postponed</i> and appraisers requested to make recheck of proper.				
97	Evelyn Evergettis .....	17	1385	1,600	4,000
	Appraisers recommend reduction of \$500 on building, making assessment thereon to read \$3,850. Application <i>taken under consideration</i> .				
99	Jacob Ozanic .....	7	278	3,110	5,000
	Appraisers recommend no reduction. Applicant heard. Application <i>taken under advisement</i> .				
126	E. O. & Esther W. Anderson.....	22	1185	1,220	2,000
	Appraisers recommend reduction of \$250 on building, making assessment thereon read \$2,000. Applicant heard. No objection and <i>so ordered</i> .				
136	Robert P. Troy .....	1	3787	7,500	1,000
	No report from appraisers. Applicant heard. Building assessment increased by assessor from \$800 to \$1,500. Assessor expressed opposition to a reduction, stating that in his opinion, the building is properly assessed. Consideration <i>continued</i> at request of Supervisor Uhl.				

	<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
James W. Sullivan & Daisy Sullivan	43	1402	1,130	3,100
Appraisers recommend reduction of \$200 on building, making assessment thereon read \$2,900. Application <i>taken under advisement</i> .				
Mary L. Hayes	11L	1173	1,420	4,050
Applicant heard. Appraisers recommend no reduction, stating that the Assessor contemplates study of this and similar buildings during the next year. Application <i>referred</i> to Supervisor Uhl for report.				

## RECESS

No further applicants being present who desired to be heard, the Board, at the hour of 3:15 P. M., recessed, to reconvene on Friday, July 14, 1939, at 2 P. M.

DAVID A. BARRY, Clerk.

## FRIDAY, JULY 14, 1939, 2 P. M.

The Board of Supervisors reconvened as a Board of Supervisors, pursuant to order on July 12, 1939.

## CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors McGowan, McSheehy, Meyer, Uhl—4.

Absent: Supervisors Brown, Colman, Mead, Ratto, Roncovieri, Schmidt, Shanahan—7.

## Consideration of Applications for Correction or Equalization of Assessments

Consideration of applications for correction or equalization of assessments was continued, as follows:

	<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
Cathe E. Carson	2	281	6,930	13,500
Appraisers recommend reduction of \$500 on building, making assessment thereon read \$13,000. Application <i>taken under advisement</i> .				
Adolph & Caroline Figoni	2, 2A	129	11,170	9,700
Appraisers recommend no reduction. Applicant heard. Supervisor McSheehy reported on investigation made by himself, and moved for reduction of \$1690 on buildings. Supervisor Uhl suggested a reduction of \$1500 on buildings, and so moved. Motion seconded by Supervisor McSheehy. Application <i>taken under advisement</i> .				
Wm. & Hilda Brauer	21B	527	1,750	5,000
The foregoing application, previously heard and taken under advisement, was again taken up. Appraisers reported this case to be typical of hundreds of other places in San Francisco, all assessed at \$5000, and recommended no reduction thereon. Supervisor Uhl, seconded by Supervisor McSheehy, moved reduction of \$250. Application <i>taken under advisement</i> .				
Wm. H. & Thomas R. Libby	30	3556	2,500	3,450
Appraisers recommend reduction of \$150 on building, making assessment thereon read \$3,300. Applicant heard. Consideration <i>continued</i> at request of Supervisor Uhl.				
Anna H. Davis & Virginia Carroll	25	1383	2,520	5,100
Appraisers recommend no reduction. Application <i>taken under advisement</i> .				
Tony Araboglon	35	1454	1,620	3,750
Appraisers recommend no reduction. Supervisor Uhl moved reduction of \$300 on building. Consideration of application <i>continued</i> .				
Los Angeles Soap Co.	31	3774	27,510	55,000
Appraisers recommend no reduction in assessments on building; appraisers recommend reduction of \$6,130 on land, making assessment on land read \$21,380. Applicant heard. Application <i>taken under advisement</i> .				
San Francisco Laundry Ass'n	5 to 11 inc.	750	25,260	3,550
Applications Nos. 133 and 134 <i>considered together</i> .				
San Francisco Laundry Ass'n	19	750	16,880	6,750
Appraisers recommend reduction of \$750 on building. Applicant heard. Consideration of application <i>continued</i> at request of Supervisor Uhl.				

		Lot	Block	Land	Buildin
136	Robert P. Troy .....	1	3787	7,500	1,5
	Applicant again heard. Supervisor Uhl requested re-check by appraiser. Supervisor McSheehy moved reduction of \$1000 on building. No second. Consideration <i>continued</i> .				
145	Eloy Sistac .....	24	1603	1,160	5,0
	Appraisers recommend no reduction. Applicant heard. Supervisor Uhl moved reduction of assessment on land from \$1,160 to \$900. Seconded by Supervisor McGowan. Applicant requested reduction of assessment on building, but was advised that no application therefor had been made. Subsequently applicant made additional application (See Application No. 186) for reduction on both land and building. Consideration <i>continued</i> .				
150	Leonia Brandt .....	12	991	3,080	3,2
	Appraisers recommend reduction \$250 on building, making assessment thereon read \$3,000. Application <i>taken under advisement</i> .				
165	W. Groom .....	30	6192	180	1,6
	Appraisers recommend no reduction. Applicant heard. Application <i>taken under advisement</i> .				

### RECESS

No more applicants being present who desired to be heard, the Board, at 10  
hour of 4 P. M., on motion by Supervisor Uhl, recessed to reconvene as a Board  
of Equalization on Monday, July 17, 1939, at 10 A. M.

DAVID A. BARRY, Clerk.

### MONDAY, JULY 17, 1939, 10 A. M.

The Board of Supervisors reconvened as a Board of Supervisors, pursuant  
recess on July 14, 1939.

### CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Meyer, Ratto, Shannon, Uhl—4.

Absent: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Roncovier,  
Schmidt—7.

Supervisor Mead was noted present at 10:50 A. M.

Supervisor Colman was noted present at 11:25 A. M.

### Recommendations by Supervisor Uhl

The following recommendations for reductions of assessments on buildings were  
made by Supervisor Uhl:

Nos.	Amount of Reduction Recommended	Nos.	Amount of Reduction Recommended
1	\$ 200	55	\$ 500
3	100	62	700
6	600	70	1000
12	1000	76	200
13	501	99	700
27	200	133	550
		134	1000

Recommendations *taken under advisement*.

50 Yates & Co., Inc. .... 14 611 3,030 5,30  
Appraisers recommend no reduction. Applicant heard. Supervisor Shannon  
seconded by Supervisor Uhl, moved a reduction of \$300 on the building.  
Consideration *continued*.

95 Tony Araboglon ..... 35 1454 1,620 3,75  
The foregoing matter, consideration having been continued, was again  
taken up. Supervisor Uhl, seconded by Supervisor Shannon, moved  
reduction of \$250. Action on motion *postponed*.

	<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
36 Robert P. Troy .....	1	3787	7,500	1,500
The foregoing application, consideration of which had been previously continued, was again taken up. Applicant was again heard at length, urging reduction of assessment on building. Assessor again reported on property, stating that in his opinion the property was equitably assessed. Further consideration <i>postponed</i> .				
17 D. & C. Haderl .....	1	1215	3,480	4,000
Appraisers recommend reduction of \$500 on buildings, making assessment thereon read \$3,500. Application <i>taken under advisement</i> .				
5 Lyde Hayes .....	11	557	50,970	20,000
Appraisers recommend no reduction. Further consideration <i>postponed</i> at request of Supervisor Uhl.				
36 Frank M. & Rosa Merrill .....	10	4001	750	1,600
Appraisers recommend no reduction. Applicant heard. Supervisor Shannon announced his intention to move for a reduction of \$100. Thereupon, appraisers agreed to reduction of \$100 on buildings, making assessment thereon read \$1,500. Application <i>taken under advisement</i> .				
0 Eliz. Green .....	11	1259	1,080	.....
Appraisers recommend reduction of \$280 on land, making assessment thereon read \$800. Application <i>taken under advisement</i> .				
3 Angelina Ghiradelli .....	47A	3553	1,310	700
Appraisers recommend no reduction. Applicant heard. Application <i>taken under advisement</i> .				
4 Geo. S. & Helen E. Johnston.....	13, 16	97	2,150	140,250
Appraisers recommend no reduction. Applicant heard. Supervisor Uhl, seconded by Supervisor Shannon, moved reduction of \$5000. Further consideration <i>postponed</i> .				
5 Selma Leven .....	1	6554	900	12,000
Appraisers recommend no reduction. Application heard. Further consideration <i>postponed</i> .				
6 Eloi Sistac .....	24	1603	1,160	5,000
Appraisers recommend no reduction. Applicant heard, stating that he had, pursuant to suggestion previously made, filed this application, requesting reduction of assessment on both land and improvements, this application to supersede Application No. 145, previously considered, on which a motion for reduction of assessment on land from \$1160 to \$900 was under consideration. Thereupon, the Chair announced Application No. 145 would be <i>cancelled</i> , and motion made thereon would apply to Application No. 186.				
7 E. A. Avila .....	25	1603	1,490	5,000
Appraisers recommend no reduction. Applicant heard. Supervisor Uhl moved a reduction of \$250 on building. Application <i>taken under advisement</i> .				
5 San Francisco Laundry Ass'n .....	5-11, 13, 19	750	43,670	.....
Appraisers recommend no reduction. Applicant heard. Application <i>taken under advisement</i> .				

## RECESS

No more applicants being present who desired to be heard, the Board, at the hour of 11:45 A. M. recessed, to reconvene as a Board of Equalization at 4 P. M.

DAVID A. BARRY, Clerk.

MONDAY, JULY 17, 1939, 4 P. M.

in Board of Supervisors, Monday, July 17, 1939, 4 P. M.

The Board recessed as a Board of Supervisors and reconvened as a Board of Equalization, pursuant to recess on July 17 at 11:45 A. M., to resume consideration of applications for correction or Equalization of assessments.

		Lot	Block	Land	Buildin
18	Gordon Berensen .....	12	310	81,230	20,00

Application No. 18, consideration of which had previously been postponed was again taken up and applicant heard. Appraisers recommend a reduction of assessment, pointing out that assessment on building had been reduced from \$40,200 in 1921 to \$20,000 in 1938. Supervisor Ratto seconded by Supervisor Uhl, moved that a reduction of \$2,500 on building be *granted*, making assessment thereon read \$17,500. The roll was called and the motion was carried by the following vote:

Ayes: Supervisors McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—8.

No. Supervisor Colman—1.

Absent: Supervisors Brown, Schmidt—2.

		Lot	Block	Land	Buildin
133	San Francisco Laundry Ass'n.....5 to 11 inc.	750		25,260	3,55

Application No. 133, consideration of which had previously been postponed, was again taken up and applicant heard. On motion by Supervisor Uhl, no objection being raised, the assessment on the building was *reduced* \$550, making the assessment thereon read \$3,000.

134	San Francisco Laundry Ass'n.....	19	750	16,880	6,75
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Application No. 134, consideration of which had previously been postponed, was again taken up and applicant heard. Appraisers renewed their recommendation for reduction of \$750 on building. Supervisor Uhl renewed his motion for a reduction of \$5,750 on building, making the assessment thereon read \$1,000. As an expression of the opinion of the appraisers, on motion by Supervisor Uhl, Mr. Phillips stated that the entire matter was within the discretion of the Board. The property in question could not be compared with any other property, and, therefore the proposed reduction would not throw them out of line with assessments on other buildings. Thereupon, the roll was called and the motion *carried* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

		Lot	Block	Land	Buildin
136	Robert P. Troy .....	1	3787	7,500	1,50

Applicant, although having been heard several times, again was heard in support of his petition, and requested, in addition to his previous request for a reduction of the assessment on building, a reduction of \$2500 on land. Supervisor McSheehy renewed his previous motion for a reduction of \$1000 from the assessment on the building, but did not advocate any reduction from the land assessment. Appraisers recommended no reduction. No second to the motion for a reduction of \$1000 being received. Supervisor McSheehy, seconded by Supervisor Meyer, moved a reduction of \$700 on building, to make the assessment thereon read \$800. The roll was called and the reduction *denied* by the following vote:

Ayes: Supervisors McGowan, McSheehy, Meyer, Shannon—4.

Noes: Supervisors Brown, Colman, Mead, Ratto, Roncovieri, Uhl—6.

Absent: Supervisor Schmidt—1.

		Lot	Block	Land	Buildin
155	Lyde Hayes .....	11	557	4,880	2,15

Supervisor Uhl, who had previously requested postponement of action on Application No. 155, moved a reduction of \$350 on building, making the assessment thereon read \$1,800. Motion seconded by Supervisor McGowan.

Supervisor Ratto moved, as an amendment, that a reduction of \$15 be granted. No second.



Thereupon, the roll was called on the original motion for a reduction of \$350, which *carried* by the following vote:

Ayes: Supervisors McGowan, McSheehy, Meyer, Ratto, Roncovieri, Shannon, Uhl—7.

No: Supervisor Colman—1.

Absent: Supervisors Brown, Mead, Schmidt—3.

		<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
182	Angelina Ghiradelli .....	21	3548	1,540	6,000
Appraisers recommend reduction of \$300 on building, making assessment thereon read \$5,700. Recommendation <i>approved</i> and reduction <i>granted</i> .					

185	Selma Leven .....	1	6554	900	12,000
Appraisers recommend no reduction. Supervisor Uhl moved reduction of \$360 on building, to make assessment thereon read \$11,640. The roll was called and reduction <i>denied</i> by the following vote:					

Ayes: Supervisors McSheehy, Mead, Meyer, Shannon, Uhl—5.

Noes: Supervisors Brown, Colman, McGowan, Ratto—4.

Absent: Supervisors Roncovieri, Schmidt—2.

		<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
201	Sadie M. W. Tineley .....	14	711	2,840	900
Appraisers recommend reduction of \$200 on building, making assessment thereon read \$700. Recommendation <i>approved</i> and reduction <i>granted</i> .					

205	San Francisco Laundry Ass'n. 5-11, 13, 19 .....	750	43,670		
Appraisers recommend no reduction. Reductions of assessments on buildings, covered by Applications Nos. 133 and 134 previously granted. Recommendation of appraisers <i>approved</i> , and no reduction on land <i>granted</i> .					

214	Alicia D. Friedlander .....	3	996	3,970	3,500
Appraisers recommend no reduction. Supervisor Uhl, seconded by Supervisor Ratto, moved a reduction of \$250 from assessment on building, making assessment thereon read \$3,250. Motion carried and reduction <i>granted</i> by the following vote:					

Ayes: Supervisors McSheehy, Mead, Meyer, Ratto, Shannon, Uhl—6.

Noes: Supervisors Brown, Colman, McGowan, Roncovieri—4.

Absent: Supervisor Schmidt—1.

		<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
215	E. E. Thayer Realty Co. ....	1	775	10,350	6,000
Appraisers recommend reduction of \$1000 on building, making assessment thereon read \$5,000. Recommendation <i>approved</i> and reduction <i>granted</i> .					

223	Roseman G. Meherin et al. ....	43	2609	1,760	5,800
Appraisers recommend reduction of \$200 on building, making assessment thereon read \$5,600. Recommendation <i>approved</i> and reduction <i>granted</i> .					

#### Complete List of Applications for Correction or Reduction of Assessments, Filed with Board of Equalization

		<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
1	Marjorie W. Mills .....	28	1008	2,680	1,200
2	Giacomo Cavagnaro .....	14	144	3,220	1,200
3	Stephan & Rita Bisio .....	2	6081	450	2,000
4	Emma C. Duncan .....	10	947	1,760	7,250
5	O. Monson .....	6	4044	7,480	1,350
6	Israel and Becky Goldstein .....	3	749	2,840	12,600
7	Ella Balich .....	1	5712	660	3,000
8	Cathe E. Carson .....	2	281	6,930	13,500
9	E. M. Hill .....	1E	2123B	220	2,000
10	Alide Schenck Petrovffky .....	46	3569	3,210	1,000
11	Annette Leibo .....	4	1834	780	1,500
12	Walter G. Preddey .....	23	1235	2,170	5,000

		Lot	Block	Land	Buildin
13	L. Aaron .....	21C	1352	1,800	4,5
14	M. A. Sullivan .....	68	1279	1,480	2,0
15	August Westerman .....	4	6601	830	5,0
16	Geo. A. Perasso .....12A, 12B, 12C	248		15,000	14,0
17	Wm. E. & Marg Deardoff .....	10	1140	750	1,9
18	Gordon Berensen .....	12	310	81,230	20,0
19	Wilhelmine Koerber .....	21	1127	4,580	13,5
20	A. Sontag .....	30	1759	1,100	5,0
21	Adolph & Caroline Figoni .....	2, 2A	129	11,170	9,7
22	Amaliya & Mitchell B. Bilafer.....	38	3618	1,630	8,2
23	N. C. & Amelia Kurtovich.....	37	929	1,250	3,9
24	Antonio Cipriano .....	28	6047	200	1,3
25	Geo. & Hilde Marzotto .....	21C	517	340	3,0
26	Nick & Fanny Kohergin .....	24	4086	800	7
27	Guido & Angelina Torre .....	7	4279- 4331	630	1,4
28	Josephine & Antonio Maniscalco....	6A	28	940	3,8
29	Kathe L. Chaigneau .....	20	2116	700	1,7
30	John & Annie Gallagher.....	1K	1173	1,420	3,6
31	Tsuny Kinoshita et al. ....	27	700	5,500	4,5
32	Robert D. Schmidt .....	11	3102	1,830	5,7
33	Title Ins. Guaranty Co. ....	52	3723	1,280	2,9
34	Rose Pratt .....	4	3632	1,570	10,0
35	Miss Anne Nolan .....	11	1245	1,750	1,8
36	Wm. J. Shields et al.....	8	1088	500	3,4
37	Marguerite A. Weyl.....	3	1010	1,980	1,3
38	Mary L. Hayes .....	1L	1173	1,420	4,0
39	Katherine E. Rose.....	24	3582	1,750	1,8
40	Northern Counties Title Ins. Co.	16	3751	4,300	2,3
41	Northern Counties Title Ins. Co.	15	3751	3,980	1,0
42	M. & H. Jensen.....	13, 14	346	8,840	35,0
43	Melissa Klotz .....	1M	1173	1,420	3,6
44	T. H. & M. R. Bennett.....	32	1271	1,320	1,8
45	Florence Jordan, et al.....	25, 26	604	5,170	
46	May Decia .....	20	6347	2,000	
47	J. Narbebury .....	27	1657	1,270	1,7
48	Catherine J. Klein.....	66	3533	1,980	4,1
49	Jacques Narbebury .....	8	6796	2,500	1,0
50	Yates & Co., Inc.....	14	611	3,030	5,3
51	Walter W. Berris .....	29	465A	1,380	4,0
52	Calif. Pacific Title & Ins. Co.....	20	764	24,060	60,0
53	Isabella Kenney & Karoline Schweizer .....	18	1193	2,340	2,7
54	Theodore & Alice Gau.....	1B	3598	1,360	4,1
55	Wm. & Hilda Brauer.....	21B	527	1,750	5,0
56	Emma E. Dethlefsen.....	11	3724	10,460	18,0
57	Edward J. Bosco.....	15	999	2,170	2,3
58	Ivan J. Schuravlev.....	71, 72	3587	3,240	13,5
59	Ivan J. Schuravlev.....	9, 9A	3598	4,310	22,5
60	Mary Collett .....	22	1562	1,250	3,9
61	Louis J. & Anna M. Kerrigan.....	5	1925	630	1,7
62	C. H. Dudley.....	14	1039	1,900	2,7
63	Elizabeth Murphy .....	26	2343	600	2,0
64	Agnes Anderson & Helen J. Bose	34	1457	2,520	3
65	E. N. Richardson .....	1771	4, 5	12,130	
66	M. H. Hall & A. A. Sinnott.....	10, 10A	867	1,340-540	450-20
67	Northern Counties Title & Ins. Co.	14B	1188	1,510	3,8
68	Anna Zimmerman .....	7	2117	720	1,8
69	Remo Pietropaoli .....	1	237	14,340	13,5
70	Signe E. Johnson .....	11A	252	5,920	13,0
71	Clorinda, Flora J. and Ida Firpo..	39	193	3,380	2,5
72	A. Witte .....	14A	820	2,080	1,1

	<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
73 Antonio & Guiseppina Catona .....	1D	497	1,490	4,300
74 Genevieve Cashman, May E. Foley, Madeline Maher.....	28	3763	970	1,600
75 William Morse .....	1	1173	1,420	3,600
76 James W. Sullivan & Daisy Sullivan .....	43	1402	1,130	3,100
77 Martha E. & Walter Pratt.....	23	1424	2,500	8,000
78 Ivan T. Budaeff, et al.....	11	1029	1,800	4,500
79 Wm. H. & Thomas R. Libby.....	30	3556	2,500	3,450
80 Imelda G. McAuliffe.....	20	277	6,300	15,000
81 Charles L. Fish.....	4, 5	6741	700	750
82 Otto & Fritz Cording.....	16	1602	1,040	.....
83 Giovanni & Maria Glosso.....	9	1521	1,200	3,250
84 Manuel Mello.....	8	701	4,220	3,600
85 Anna H. Davis & Virginia Carroll.....	25	1383	2,520	5,100
86 Jos. Girbony.....	10	4030	250	2,900
87 Thomas R. White.....	6, 7	6975	540	300
88 Thomas R. & Eliz. A. White.....	21	7110B	180	1,600
89 Andrea De Natalie.....	28	6414	450	2,000
90 Wm. Greenfield.....	12	653	2,490	1,450
91 Wm. Greenfield.....	146	3753	1,800	2,800
92 Emilio Stanislao.....	45	3613	600	990
93 Antonio Boitano.....	27	525	1,800	10,500
94 Domenico Ferrando.....	32, 33	4270	4,040	5,300
95 Tony Araboglon.....	35	1454	1,620	3,750
96 Meta B. Baettig.....	16	2334A	520	1,600
97 Evelyn Evergettis.....	17	1385	1,600	4,350
98 Katherine Carter.....	30	212	3,690	11,500
99 Jacob Ozanic.....	7	278	3,110	5,200
100 Charles E. White.....	2	828	1,870	2,100
101 Katherine Davie & Evalena Lilenthal.....	1J	1173	1,420	3,600
102 Felix & Mildred Piantanida.....	1E	1173	1,420	4,050
103 Dionicia Kardassakis.....	40	2699	490	1,150
104 Mortlock Brown.....	26	1181	2,060	2,200
105 The Prospect Co.....	11	202	5,230	6,500
106 The Prospect Co.....	2	453	8,910	18,000
107 Nora W. Begley.....	20	5644	320	2,250
108 Mary McHugh.....	1 & 2	4273	2,700	2,600
109 Sophie Grote.....	12	1079	3,180	4,500
110 J. & A. Maurovich.....	30	1413	1,250	5,000
111 Etta S. Perkins.....	16	1203	1,880	600
112 Konrod Jung.....	13	453	2,070	900
113 Konrod Jung.....	12	453	1,880	3,000
114 Chris Weideman.....	17	3614	3,210	6,600
115 Hannah Valentine.....	9	782	2,000	600
116 Mary Noon, Widow Frank P. Noon.....	2	560	1,370	2,700
117 Helen R. Rubenstein.....	23	152	2,190	2,500
118 John & Florence Malloy.....	12	1186	2,550	11,500
119 Jos. & Mary Masich.....	4	1734	1,000	3,500
120 B. & J. T. Carlomagno.....	61	151	870	3,450
121 Gennaro Amenta.....	1B	480	1,670	4,100
122 Samuel R. & Lillian R. Dowler....	13	2769	710	6,500
123 Los Angeles Soap Co.....	31	3774	27,510	55,000
124 May Belle Murphy.....	2	540	3,900	21,050
125 May B. Murphy.....	3	777	3,000	10,800
126 E. O. & Esther W. Anderson.....	22	1185	1,220	2,250
127 Mary Bruno.....	1	54	1,050	3,000
128 Cathe Cadigan.....	18	6618	750	3,300
129 Margaret & C. Donohue.....	7	1259	3,400	1,000

	<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
130 Mary Goldberg.....	56	1267	1,650	1,050
131 Z. Mandich.....	30	3566	1,500	1,550
132 Viola M. Polson.....	14	991	2,750	2,250
133 San Francisco Laundry Assn.....	5 to 11 incl.	750	25,260	3,550
134 San Francisco Laundry Assn.....	19	750	16,880	6,750
135 John Dito.....	45	3519	1,250	1,350
136 Robert P. Troy.....	2	3787	7,500	1,500
137 Jeanne Ronner.....	1	1668	3,240	18,000
138 Louis May.....	1	2310	960	.....
139 Corinne J. & Bertel Michelson.....	12	600	6,200	4,000
140 C. & R. Meershoek.....	2	1157	2,250	8,100
141 David L. Andersen.....	103	3589	2,110	6,300
142 Blanche Siebrecht.....	15	1530	2,210	3,000
143 Adolph Siebrecht.....	18	5719	1,500	1,200
144 Adolph Siebrecht.....	20	1762	2,230	15,500
145 Eloy Sistac.....	24	1603	1,160	5,000
146 Jeannie Sockolov.....	2	606	3,500	9,500
147 D. & C. Hadeler.....	1	1215	3,480	4,000
148 Kathleen Warren.....	29	697	2,750	750
149 Amalia Van Herick.....	18	1079	3,300	21,500
150 Leonie Brandt.....	12	991	3,080	3,250
151 Chas. G. Dickow.....	7C	1685	1,080	2,750
152 L. C. & F. A. Haas.....	9	1211	2,110	4,050
154 Ida & Jos. De Valle.....	2	1001	4,750	47,000
153 Elyse C. Rindge.....	2, 3	577	50,970	20,000
155 Lyde Hayes.....	11	557	4,880	2,150
156 H. & F. Albert.....	3	1284	1,210	1,800
157 Edna Ronko.....	26	2041	600	4,350
158 Nils E. Johnsson.....	20	6912	1,000	5,000
159 Margaret Barnes.....	12	2701	320	900
160 Rose A. Lowery.....	38	3039	1,560	4,700
161 Jos. S. & Alice C. Fratessa.....	22	6520	1,600	3,200
162 Mary A. Hanley.....	6	4019	3,690	1,700
163 Ida P. Leite.....	2A	2346	600	4,350
164 N. W. & Emma Anderson.....	20	2345A	1,600	5,000
165 W. Groom.....	30	6192	180	1,600
166 Frank M. & Rosa Merrill.....	10	4001	750	1,600
167 Frieda M. Denison.....	6R	1624	2,020	12,500
168 V. & M. Perez.....	3B	1415	1,250	2,000
169 Benj. M. Vladov.....	17	1075	1,580	1,200
170 John T. Dowling.....	35	2413	700	2,000
171 Lorenz & Frieda Schaffer.....	22	1274	1,100	2,900
172 Braun-Knecht-Heiman Co.....	1	3938	43,000	55,000
173 Eleanor F. Greany.....	57	3607	2,550	.....
174 M. J. Lawler.....	15	6717	1,010	1,150
175 Wells Fargo Bank & Union Trust Co., Trustee.....	7	261	64,920	200,000
176 John E. & Mary W. Richards.....	19	2884	1,000	3,600
177 Minna H. Sullivan.....	22	631	2,070	1,600
178 Laura Phelps.....	17	6920	1,100	1,900
179 E. Wise.....	27	1410	1,250	3,600
180 Eliz. Green.....	11	1259	1,080	.....
181 Enjoy Packing Co.....	16	4912	2,250	17,100
182 Angelina Ghirardelli.....	21	3548	1,540	6,000
183 Angelina Ghirardelli.....	47A	3553	1,310	700
184 Geo. S. & Helen E. Johnston.....	13, 16	97	2,150	140,200
185 Selma Leven.....	1	6554	900	12,000
186 Eloi Sistac.....	24	1605	1,160	5,000
187 E. A. Avila.....	25	1605	1,490	5,000
188 A. Kleiber.....	54	1260	1,590	4,000
189 Marcella Oberti.....	19	780	5,630	3,600
190 Marcella M. Oberti.....	26	319	9,900	5,000

	<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
191 Marcella M. Oberti .....	13	773	11,340	6,000
192 Maria Dematei et al. ....	8	149	3,450	4,950
193 Ray & Edna C. Allen .....	13	1027	2,280	5,300
194 Aranka T. Spencer .....	23	3631	1,270	5,000
195 Gertrude Baccus et al. ....	10	1751	2,000	13,500
196 Marion W. Jenkins .....	6	954	5,100	3,600
197 Sunset Bldg. Co. ....	104	3731	730	2,200
198 Attilio Depaoli .....	4	733	8,900	7,650
199 Attilio & Mary De Paoli .....	36/37	6520	4,500	7,800
200 A. G. & A. M. Waider .....	27	1208	1,380	1,700
201 Sadie M. W. Tinsley .....	14	711	2,840	900
202 Simon Newman Co. ....	15	235	31,190	25,000
203 Chas. & M. Henrich .....	1G	1190	1,170	4,050
204 Marian Rose & P. A. Nathan .....	32A	1040	2,080	5,800
205 San Francisco Laundry Ass'n. 5-11, 13 & .....	19	750	43,670	.....
206 Guiseppe & Carmela Attard .....	18	3593	1,100	2,150
207 Helen B. Waters .....	1E	1202	3,080	11,500
208 Guiseppe & Carmela Attard .....	16	3593	2,200	4,300
209 N. & M. Schalmm .....	29A	1208	1,380	1,950
210 Davis Hardwood Co. ....	13	24	6,750	3,050
211 M. B. Roach .....	8	1526	1,250	3,000
212 M. B. Roach .....	23	1652	1,250	2,900
213 John F. & Hilda Holmberg .....	24	4260	630	3,450
214 Alicia D. Friedlander .....	3	996	3,970	3,500
215 L. E. Thayer Realty Co. ....	1	775	10,350	6,000
216 Adelaide C. Postiglione .....	19	631	2,080	2,200
217 Alice Rolph .....	23/22Q	3174	580	2,200
218 Jerome A. & Elvia Franceschi .....	42	1015	2,000	4,500
219 Eugenia Pardini .....	7	181	2,040	1,800
220 Rena Pagliettini .....	1L	436B	2,280	.....
221 Hattie Housmann .....	16	684	2,600	1,000
222 Maria Lally .....	11	576	8,500	2,250
223 Roseman G. Meherin et al. ....	43	2609	1,760	5,800
224 M. & A. Gazzero .....	2	471	1,650	7,650
225 Linsa Corlini .....	28	1530	5,230	9,000

### Approval of Recommendations for Reductions of Assessments Made by Appraisers

All applicants who had been present during the various sessions of the Board of Equalization having been heard, recommendations of the Appraisers and of members of the Board, not previously acted on were taken up, considered, and approved, as follows:

<i>No. of Application</i>	<i>Reduction Recommended</i>	<i>No. of Application</i>	<i>Reduction Recommended</i>
4	\$ 250	116	\$ 200
5	850	124	500
8	500	129	750
14	200	132	250
19	1000	138	530 (Land)
22	250	139	500
26	100	147	500
32	250	148	100
33	300	149	250
36	250	150	250
48	300	153	5000
52	5000	161	200
69	500	162	200
76	200	166	100
77	500	173	250 (Land)
79	150	180	280 (Land)
83	250	188	300
97	500	196	300
105	250	221	200
109	500	222	250

### Motions for Reductions of Assessments

Application No. 70. Supervisor Uhl moved reduction of \$1000 on building.

Motion *failed* by the following vote:

Ayes: Supervisors McGowan, McSheehy, Meyer—3.

Noes: Supervisors Brown, Colman, Mead, Ratto—4.

Absent: Supervisors Roncovieri, Schmidt, Shannon, Uhl—4.

Application No. 90. Supervisor Uhl moved reduction of \$700 on building.

Motion *failed* by the following vote:

Ayes: Supervisor McSheehy—1.

Noes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto—6.

Absent: Supervisors Roncovieri, Schmidt, Shannon, Uhl—4.

Application No. 95. Supervisor Uhl moved reduction of \$250 on building.

Motion *failed* by the following vote:

Ayes: Supervisor McSheehy—1.

Noes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto—6.

Absent: Supervisors Roncovieri, Schmidt, Shannon, Uhl—4.

Application No. 99. Supervisor Uhl moved reduction of \$700 on building.

Motion *failed* by the following vote:

Ayes: None.

Noes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto—7.

Absent: Supervisors Roncovieri, Schmidt, Shannon, Uhl—4.



Application No. 186. Supervisor Uhl moved reduction of \$260 on land.

Motion *failed* by the following vote:

Ayes: Supervisors McGowan, McSheehy—2.

Noes: Supervisors Brown, Colman, Mead, Meyer, Ratto—5.

Absent: Supervisors Roncovieri, Schmidt, Shannon, Uhl—4.

Application No. 187. Supervisor Uhl moved reduction of \$250 on land and \$500 on building.

Motion *failed* by the following vote:

Ayes: Supervisors McGowan, McSheehy—2.

Noes: Supervisors Brown, Colman, Mead, Meyer, Ratto—5.

Absent: Supervisors Roncovieri, Schmidt, Shannon, Uhl—4.

Application No. 221. Communication received and read by the Clerk, from Louis T. Samuels, representing Hattie Housmann, applicant for a reduction of assessment on building situated on Lot 16, Block 2609, assessed for \$1000, stating that the building had been condemned and would, within the next sixty days, be demolished. Reduction of assessment to \$10 was requested.

Thereupon, Supervisor Brown, seconded by Supervisor Ratto moved, that in lieu of the reduction of \$200 already recommended by the appraisers and approved by the Board, a reduction of assessment thereon of \$900 be granted, making the assessment read \$100. Motion *carried* unanimously and reduction granted.

#### Denial of Applications

Supervisor Brown, seconded by Supervisor Colman, moved that all applications for reduction or correction of assessments, not otherwise acted on, be denied.

Motion *carried* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto—7.

Absent: Supervisors Roncovieri, Schmidt, Shannon, Uhl—4.

#### Approval of Assessor's Clerical Error List

Supervisor Colman, seconded by Supervisor Brown, moved that the Clerical Error List, presented by the Assessor, be approved.

Motion *carried* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto—7.

Absent: Supervisors Roncovieri, Schmidt, Shannon, Uhl—4.

#### Arbitrary List Approved

On motion by Supervisor McGowan, seconded by Supervisor Colman, the Assessor's Arbitrary List, *on file in the office of the Clerk of the Board of Supervisors*, was approved by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto—7.

Absent: Supervisors Roncovieri, Schmidt, Shannon, Uhl—4.

## List of Reductions in Assessments Granted

No.		Lot	Block	Building	Reduced To	Re- duction
1	Marjorie W. Mills .....	28	1008	\$ 1,200	\$ 1,000	\$ 200
2	Giacomo Cavagnaro .....	14	144	1,200	1,000	200
3	Stephan & Rita Bisio .....	2	6081	2,000	1,900	100
4	Emma Duncan .....	10	947	7,250	7,000	250
5	O. Monson .....	6	4044	1,350	500	850
6	Israel & Becky Goldstein ..	3	749	12,600	12,000	600
8	Cathe E. Carson .....	2	281	13,500	13,000	500
12	Walter G. Preddy .....	23	1235	5,000	4,000	1,000
13	L. Aaron .....	21C	1352	4,500	4,000	500
14	M. A. Sullivan .....	68	1279	2,000	1,800	200
18	Gordon Berensen .....	12	310	20,000	17,500	2,500
19	Wilhelmine Koerber .....	21	1127	13,500	12,500	1,000
22	Amaliya & Mitchell B. Bilafer	38	3618	8,250	8,000	250
26	Nick & Fanny Koehergin..	24	4086	700	600	100
27	Guido & Angelina Torre....	7	4279-4331	1,450	1,250	200
32	Robert D. Schmidt .....	11	3102	5,700	5,450	200
33	Title Ins. Guaranty Co.....	52	3723	2,900	2,600	300
36	Wm. J. Shields et al.....	8	1088	3,450	3,200	200
48	Catherine J. Klein .....	66	3533	4,100	3,800	300
50	Yates & Co., Inc.....	14	611	5,300	5,000	300
52	Calif. Pacific Title & Ins.Co.	20	764	60,000	55,000	5,000
57	Edward J. Bosco .....	15	999	2,350	2,000	350
62	C. H. Dudley .....	14	1039	2,700	2,400	300
69	Remo Pietropaoli .....	1	237	13,500	13,000	500
76	James W. & Daisy Sullivan	43	1402	3,100	2,900	200
77	Martha E. & Walter Pratt..	23	1424	8,000	7,500	500
79	Wm. H. & Thomas R. Libby	30	3556	3,450	3,300	150
83	Giovanni & Maria Giosso..	9	1521	3,250	3,000	250
97	Evelyn Evergettis .....	17	1385	4,350	3,850	500
105	The Prospect Co. ....	11	202	6,500	6,250	250
109	Sophie Grote .....	12	1079	4,500	4,000	500
116	Mary Noon, Widow Frank Noon .....	2	560	2,700	2,500	200
123	Los Angeles Soap Co.....	31	3774	*27,510	21,380	6,130
124	May Belle Murphy .....	2	540	21,050	20,550	500
126	E. O. & Esther W. Anderson	22	1185	2,250	2,000	250
129	Margaret & C. Donohue....	7	1259	1,000	350	650
132	Viola M. Ploson .....	14	991	2,250	2,000	250
133	San Francisco Laundry Ass'n .....	5-11 inc.	750	3,550	3,000	550
134	San Francisco Laundry Ass'n .....	19	750	6,750	1,000	5,750
138	Louis May .....	1	2310	* 960	430	530
139	Corinne J. & Bertel Michelson .....	12	600	4,000	3,500	500
147	D. & C. Hadeler .....	1	1215	4,000	3,500	500
148	Kathleen Warren .....	29	697	750	650	100
149	Amalia Van Herick .....	18	1079	21,500	21,000	500
150	Leonie Brandt .....	12	991	3,250	3,000	250
153	Else C. Rindge .....	2, 3	577	20,000	15,000	5,000
155	Lyde Hayes .....	11	557	2,150	1,800	350
161	Jos. S. & Alice C. Fratessa	22	6520	3,200	3,000	200
162	Mary A. Hanley .....	6	4019	1,700	1,500	200
166	Frank M. & Rosa Merrill....	10	4001	1,600	1,500	100
173	Eleanor F. Greany .....	57	3607	*2,550	2,300	250
180	Eliz. Green .....	11	1259	*1,080	800	280
182	Angelina Ghiradelli .....	21	3548	6,000	5,700	300
188	A. Kleiber .....	54	1260	4,000	3,700	300
196	Marion W. Jenkins .....	6	954	3,600	3,300	300

No.		Lot	Block	Building	Reduced Re-	
					To	duction
201	Sadie M. W. Tinsley .....	14	711	900	700	200
214	Alicia D. Friedlander .....	3	996	3,500	3,250	250
215	E. E. Thayer Realty Co.....	1	775	6,000	5,000	1,000
221	Hattie Housmann .....	16	684	1,000	200	900
222	Maria Lally .....	11	576	2,250	2,000	250
223	Roseman G. Meherin et al... 43	2609		5,800	5,600	200

\*Land.

Reductions on buildings.....\$37,900

Reductions on land ..... 7,190

Total reductions .....\$45,090

### ADJOURNMENT

There being no further business, the Board adjourned as a Board of Equalization at the hour of 6:15 P. M., and reconvened as a Board of Supervisors.

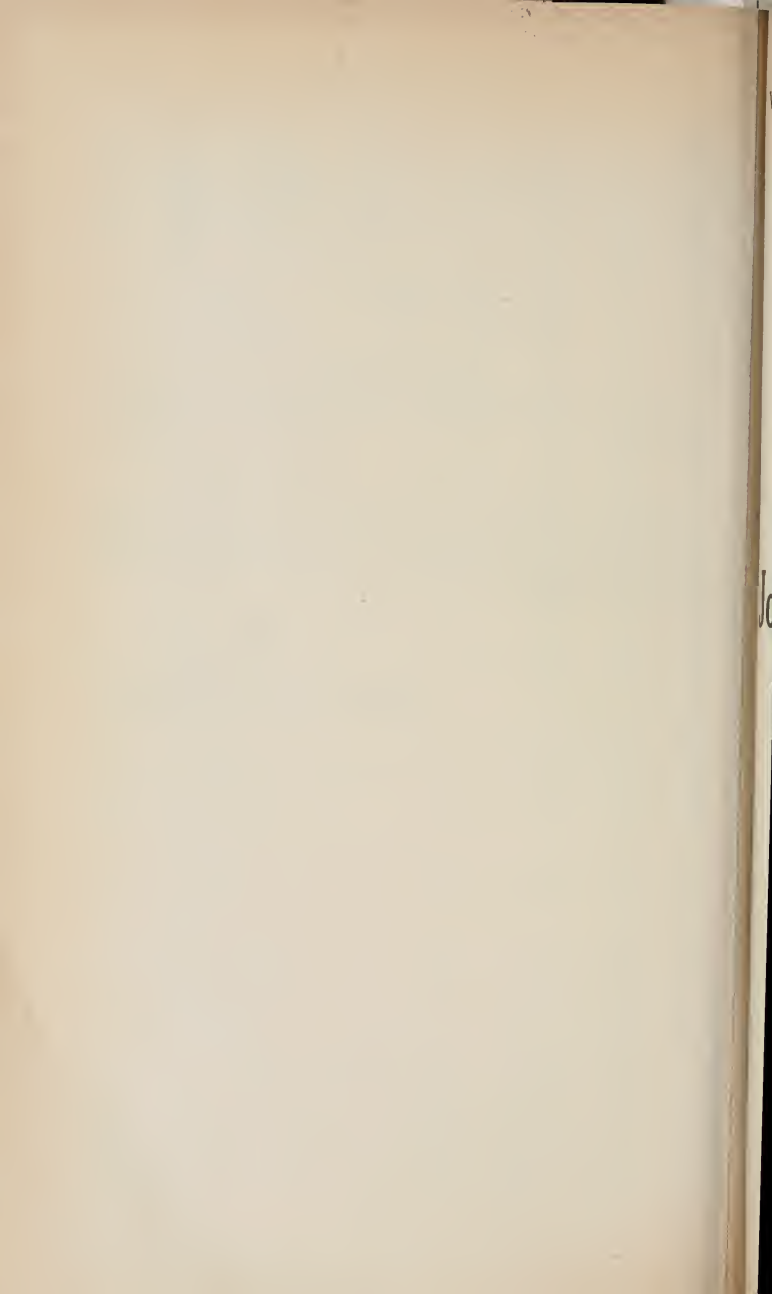
DAVID A. BARRY, Clerk.

*Approved by the Board of Supervisors September 5, 1939.*

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,  
City and County of San Francisco.



Monday, August 7, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco



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# JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

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MONDAY, AUGUST 7, 1939, 2 P. M.

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In Board of Supervisors, San Francisco, Monday, August 7, 1939,  
2 P. M.

The Board of Supervisors met in regular session.

## CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

Quorum present.

Supervisor Shannon was excused at 5:15 P. M.

## APPROVAL OF JOURNAL

The Journal of proceedings of the meeting of July 31, 1939, was considered read and approved.

## SPECIAL ORDER—2 P. M.

The following matter, presented by the Public Buildings, Lands and City Planning Committee, laid over from Monday, July 31, 1939, was taken up:

Rezoning Southerly Side of Palmetto Ave., 100 Feet Easterly from  
Orizaba Street.

Appeal from decision of City Planning Commission by its Resolution No. 1988, dated June 15, 1939, denying application to rezone from First Residential District to Light Industrial District, property located at the southerly side of Palmetto Avenue 100 feet easterly from Orizaba Avenue.

## Privilege of the Floor

The privilege of the floor was given to Raymond J. O'Connor, of the firm of Convery, Fahey & Connor, representing the appellants, who spoke in favor of the resolution.

The following persons were granted the privilege of the floor and spoke against the resolution:

Mrs. Rose C. Walker, representing Central Council of Civic Clubs.

Mrs. J. S. Griffiths, representing Ocean Avenue Improvement Club.

Mrs. Helen Whitehead, 222 Palmetto Avenue.

**Refused Adoption**

Thereupon, the following resolution was presented and refused adoption:

**Rezoning, Southerly Side of Palmetto Avenue 100 Feet Easterly  
From Orizaba Avenue**

(Series of 1939)

Resolution No. ...., as follows:

Resolved, That the decision of the City Planning Commission by its Resolution No. 1988, dated June 15, 1939, denying application to rezone from First Residential District to Light Industrial District, property located at the southerly side of Palmetto Avenue 100 feet easterly from Orizaba Avenue, is hereby disapproved.

Ayes: Supervisor McGowan—1.

Noes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

**SPECIAL ORDER 3 P. M.****Sale of \$300,000 "Airport Bonds 1938"**

Sealed bids for the purchase of certain bonds of the City and County of San Francisco, State of California, were received by the Board of Supervisors up to the hour of 3 o'clock p. m. today, and opened by said Board at said time.

The bonds offered are described as follows:

\$300,000 "Airport Bonds, 1938," dated January 1, 1938, comprising 124 bonds of \$1000 denomination, maturing January 1, 1940; 19 bonds of \$1000 denomination, maturing January 1, 1941 to 1944, inclusive, and 20 bonds of \$1000 denomination, maturing January 1, 1945 to 1949, inclusive.

The said described bonds will bear interest at a rate or rates not exceeding 6 per centum per annum, as shall be named by the bidder. Bidders for said bonds shall specify in their bids the interest rate or rates desired, not exceeding 6 per centum per annum. Interest on said bonds will be payable semi-annually July 1 and January 1. Said bonds will not be sold at a price less than the par value thereof, together with accrued interest, at the rate or rates named, on said bonds to date of delivery.

The right is reserved by the Board of Supervisors to reject any and all bids.

The bonds offered are tax exempt, State and Federal.

No alternative bids will be considered by the Board of Supervisors.

All proposals for the purchase of said bonds shall be accompanied by a deposit of 5 per cent of the amount bid, in lawful money of the United States, or by a deposit of a certified check payable to David A. Barry, Clerk of the Board of Supervisors of the City and County of San Francisco, for a like amount, provided that no deposit need exceed the sum of \$10,000, and that no deposit need be given by the State of California, which money or check shall be forfeited by the bidder in case he fails to accept and pay for the bonds bid for by him, if his bid is accepted.

The bonds will be awarded to the bidder or bidders offering to purchase the same at the lowest rate or rates of interest, and if two or more bidders offer to purchase the bonds bearing the same lowest rate or rates of interest, the bonds will be awarded to the bidder offering to purchase the same at such rates of interest and in such amounts that

the net interest cost to the City and County of San Francisco of the accepted bid will be the lowest net interest cost, considering the amount of interest to be paid on said bonds during the life thereof at the rates specified, and deducting any premium or premiums bid in addition.

The approval of Orrick, Dahlquist, Neff & Herrington, attorneys, San Francisco, as to the legality of these bonds will be furnished to the successful bidder without cost.

### Bids

The following bids were received, opened and read by the Clerk at the appointed time and *referred to the Finance Committee*:

Proposals for the Purchase of \$300,000 Airport Bonds, 1938, comprising 124 Bonds of \$1,000 Denomination, Maturing January 1, 1940; 19 Bonds of \$1,000 Denomination, Maturing January 1, 1941 to 1944, inclusive, and 20 Bonds of \$1,000 Denomination, Maturing January 1, 1945 to 1949, inclusive.

1. TYLER & CO., INC.

We bid 100.49 and accrued interest as 2's for \$300,000 City and County of San Francisco, California, Airport Bonds due One hundred twenty-four thousand January 1, 1940 and Nineteen thousand each year January 1, 1941, through 1944 and Twenty thousand each year January 1, 1945 through 1949, as advertised.

2. HARRIS TRUST AND SAVINGS BANK, CHICAGO; THE NORTHERN TRUST COMPANY, CHICAGO, By: HARRIS TRUST AND SAVINGS BANK, By: ROSWELL B. SWAZEY, Manager Municipal Department.

For all of the Bonds offered for sale the sum of \$300,569.00 and accrued interest thereon at date of delivery at the rate of 2 per cent per annum.

3. BANKAMERICA COMPANY, BLYTH & CO., INC., AMERICAN TRUST COMPANY, R. W. PRESSPRICH & CO., By: BANK-AMERICA COMPANY, By: A. K. BROWNE.

For all of the Bonds offered for sale the sum of \$300,051.00 and accrued interest thereon at date of delivery. Said bonds are more particularly described as follows:

\$220,000 par value AIRPORT BONDS, 1938, of the CITY AND COUNTY OF SAN FRANCISCO, CALIFORNIA; dated January 1, 1938; of the denomination of \$1000 each; bearing interest at the rate of Two per centum (2%) per annum, payable semi-annually, and maturing:

\$124,000 par value on January 1, 1940,

\$19,000 par value on January 1st in each of the years 1941 to 1944, both years inclusive, and \$20,000 par value on January 1, 1945.

\$80,000 par value AIRPORT BONDS, 1938, of the CITY AND COUNTY OF SAN FRANCISCO, CALIFORNIA; dated January 1, 1938; of the denomination of \$1000 each; bearing interest at the rate of one and three-quarters per centum (1¾%) per annum, payable semi-annually, and maturing:

\$20,000 par value on January 1st in each of the years 1946 to 1949, both years inclusive.

## 4. HALSEY, STUART &amp; CO., INC.

For all of the Bonds offered for sale the sum of Three Hundred Thousand One Hundred Forty-Seven and No/100 Dollars (\$300,147.00) and accrued interest thereon at date of delivery. All bonds to bear interest at the rate of One and Three-Quarters per cent ( $1\frac{3}{4}\%$ ) per annum, payable semi-annually July 1 and January 1.

## 5. HELLER, BRUCE &amp; CO., BY WALTER F. HELLER.

For all of the Bonds offered for sale the sum of \$300,162.00 and accrued interest thereon at date of delivery.

BONDS TO BEAR INTEREST AS FOLLOWS:

\$280,000 PAR VALUE TO BEAR INTEREST AT THE RATE TWO (2%) PER CENT. ....

\$124,000 DUE 1-1-40

19,000 DUE 1-1-41

19,000 DUE 1-1-42

19,000 DUE 1-1-43

19,000 DUE 1-1-44

20,000 DUE 1-1-45

20,000 DUE 1-1-46

20,000 DUE 1-1-47

20,000 DUE 1-1-48

\$ 20,000 PAR VALUE TO BEAR INTEREST AT THE RATE OF ONE AND THREE QUARTERS ( $1\frac{3}{4}\%$ ) PER CENT

\$20,000 DUE 1-1-49

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\$300,000

## 6. WEEDEN &amp; CO., BY VERNON E. KIMBALL.

For all of the Bonds offered for sale the sum of \$300,057.00 and accrued interest thereon at date of delivery. All at the rate of  $1\frac{3}{4}\%$  (One and three-quarters per cent) per annum.

## 7. SHIELDS &amp; COMPANY, J. N. HYNSON &amp; CO., INC., CHASE, WHITESIDE &amp; SYMONDS, INC., EASTLAND, DOUGLASS &amp; CO. BY: EASTLAND, DOUGLASS &amp; CO., 317 Montgomery Street, San Francisco, John P. Symes.

For all of the Bonds offered for sale the sum of \$300,026.00 and accrued interest thereon at date of delivery; said bonds maturing according to your notice of sale to bear interest as follows:

bonds maturing January 1, 1940 to bear interest at 6%

bonds maturing January 1, 1941 through 1949 inclusive, to bear interest at 1.65%.

## 8. E. H. ROLLINS &amp; SONS, INCORPORATED, BY HOUSTON HILL, JR.

For all of the Bonds offered for sale the sum of \$300,405.00 and accrued interest thereon at date of delivery at the rate of 2 per centum per annum.

## 9. W. LEONARD RENICK, JR.—WILLIAM R. STAATS COMPANY, KAISER &amp; CO., O'MELVENY WAGGENSELLER &amp; DURST.

For all of the Bonds offered for sale the sum of \$300,075.00 and accrued interest thereon at date of delivery (Three hundred thousand and seventy-five dollars) said bonds to bear interest at rate of two per cent (2%).

10. R. H. MOULTON & COMPANY, DEAN WITTER & CO. By R. H. MOULTON & COMPANY, SYNDICATE MANAGER. By B. G. LYON.

For all of the Bonds offered for sale the sum of \$300,012.01 and accrued interest at date of delivery. All of said bonds to bear interest at the rate of  $2\frac{1}{4}$  per cent.

11. DISTRICT BOND CO. FARWELL, CHAPMAN & CO. J. S. STRAUSS & CO. STUART S. HELLMAN.

For all of the Bonds offered for sale the sum of \$300,000.00 and accrued interest thereon at date of delivery as follows:

\$124,000 par value maturing 1/1/40 to bear interest at the rate of  $\frac{1}{2}$  of 1 per cent.

\$176,000 par value maturing 1/1/41 through 1/1/49 to bear interest at the rate of  $1\frac{3}{4}$  per cent.

(SUCCESSFUL BID)

12. THE ANGLO CALIFORNIA NATIONAL BANK OF SAN FRANCISCO. By W. W. Diehl.

For all of the Bonds offered for sale the sum of \$300,362.00 and accrued interest thereon at date of delivery. Said bonds to bear interest as follows:

\$240,000 par value bonds with interest at the rate of two and one quarter per cent ( $2\frac{1}{4}\%$ ) per annum, maturing:

\$124,000 on January 1, 1940;

\$19,000 on each January 1, of the years 1941 to 1944 inclusive;

\$20,000 on each January 1, of the years 1945 and 1946.

\$60,000 par value bonds with interest at the rate of two per cent ( $2\%$ ) per annum, maturing:

\$20,000 on each January 1, of the years 1947 to 1949, inclusive.

13. SCHWABACHER & CO. MERCANTILE-COMMERCE BANK & TRUST CO. OF ST. LOUIS. BY: SCHWABACHER & CO. J. J. QUINN.

For all of the Bonds offered for sale the sum of \$300,000.00 and accrued interest thereon at date of delivery, plus a premium of \$25.00.

Amount	Maturity	Coupon
\$124,000	January 1, 1940	$1\frac{1}{2}\%$
19,000	January 1, 1941	$1\frac{1}{2}\%$
19,000	January 1, 1942	$1\frac{1}{2}\%$
19,000	January 1, 1943	$2\%$
19,000	January 1, 1944	$2\%$
20,000	January 1, 1945	$2\%$
20,000	January 1, 1946	$2\%$
20,000	January 1, 1947	$2\%$
20,000	January 1, 1948	$2\%$
20,000	January 1, 1949	$2\%$

- 14 HARRIMAN, RIPLEY & CO., INC., BY ROBERT D. HARRIS.

For all but no part of \$300,000 CITY & COUNTY OF SAN FRANCISCO AIRPORT BONDS as described herein and bearing interest at  $1\frac{3}{4}\%$ , we will pay \$300,000 which is the par value thereof, and accrued interest thereon to date of delivery, together with a premium of \$151.00.

15 LAZARD FRERES AND DONNELLAN & CO. INCORPORATED.  
DONNELLAN & CO. INCORPORATED—ROSS THOMSON.

For all of the Bonds offered for sale the sum of \$300,300.00 and accrued interest thereon at date of delivery for bonds bearing interest at the rate of 1.90%.

**Adopted**

Subsequently, during the proceeding the following resolution recommended by the Finance Committee was presented by Supervisor Roncovieri and *adopted* by the following vote:

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**Adopted**

**Sale of \$300,000 Airport Bonds, 1938**

(Series of 1939)

Resolution No. 466, as follows:

Whereas, Due notice was given as provided by the Charter of the City and County of San Francisco that sealed proposals for the purchase of certain bonds of said City and County would be received by the Board of Supervisors up to the hour of 3 o'clock p. m. on Monday, August 7, 1939, and opened and considered by said Board at said time.

The bonds offered are described as follows:

\$300,000 "Airport Bonds, 1938" dated January 1, 1938, comprising 124 bonds of \$1,000 denomination, maturing January 1, 1940; 19 bonds of \$1,000 denomination, maturing January 1, 1941 to 1944, inclusive, and 20 bonds of \$1,000 denomination, maturing January 1, 1945 to 1949, inclusive.

Whereas, Sundry bids were received and opened in accordance with the aforesaid notice of sale, and the same having been duly considered; therefore

Resolved, That the following bid of District Bond Co., Farwell, Chapman & Co., J. S. Strauss & Co., Stuart S. Hellman,

"For all of the Bonds offered for sale the sum of \$300,000.00 and accrued interest thereon at date of delivery as follows:

\$124,000 par value maturing 1-1-40 to bear interest at the rate of  $\frac{1}{2}$  of one per cent.

\$176,000 par value maturing 1-1-41 through 1-1-49 to bear interest at the rate of  $1\frac{3}{4}$  per cent," be and the same is hereby accepted and said bonds are hereby struck off and sold to District Bond Co., Farwell, Chapman & Co., J. S. Strauss & Co., Stuart S. Hellman, in accordance with the foregoing bid.

That all other bids for said bonds be rejected and the Clerk is hereby directed to return certified checks accompanying same.

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Uhl.—9.

Absent: Supervisors Meyer, Shannon—2.



## SPECIAL ORDER—2:30 P. M.

The following matter from Fire, Safety and Police Committee without recommendation was taken up:

**An Ordinance Providing for the Inspection and Regulation of  
Paint and Lacquer Spraying Shops.**

(Series of 1939)

Bill No. ...., Ordinance No. ...., as follows:

Providing for the inspection and regulation of paint and lacquer spraying shops in the City and County of San Francisco; defining certain terms used in this ordinance; authorizing the Chief of the Division of Fire Prevention and Investigation of the Fire Department of the City and County of San Francisco to adopt, promulgate, and enforce rules and regulations governing such inspection; providing for the issuance of permits by the Chief of the Division of Fire Prevention and Investigation, subject to the prior approval of the City Planning Commission, the Chief of the Department of Electricity, and the Director of Public Health, to conduct such paint and lacquer spraying shop; providing for the payment and collection of fees to defray the cost of such inspection; repealing conflicting ordinances; and providing penalties for the violation of this ordinance.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. As used in this ordinance, the following words shall have the following respective meanings:

"Paint shop" shall mean a shop where the spraying of paint or lacquer materials is permanently established on the premises.

"Spray room" shall mean a room or booth or any division of a paint shop separated from the remainder of the paint shop by fire-resistant materials approved by the Division of Fire Prevention and Investigation.

"Storage room" shall mean any room or compartment in a paint shop wherein any paint or lacquer materials of a combustible nature are regularly stored or kept.

"Mixing bench" shall mean a bench or table in a paint shop whereupon paint or lacquer materials are mixed, combined or prepared for application.

"Paint and lacquer materials" shall mean all inflammable and combustible material used in the process of painting, spraying, finishing and refinishing.

"Person" shall mean any corporation, association, syndicate, joint stock company, partnership, club, Massachusetts business or common law trust, society or individual.

"Chief" shall mean the Chief of the Division of Fire Prevention and Investigation of the Fire Department of the City and County of San Francisco.

"City Planning Commission", "Department of Electricity", "Department of Public Health", and "Tax Collector". These terms shall apply respectively to the City and County of San Francisco.

Section 2. The Chief is hereby authorized to adopt, promulgate, and enforce such rules and regulations relative to paint shops as will enable the Division of Fire Prevention and Investigation to enforce and carry out the meaning and intent of this ordinance.

Section 3. (a) No paint shop shall hereafter, from the date of passage of this ordinance, be established in any building other than a Class "A", "B", "C" or mill-constructed building as defined by the

building ordinances of the City and County of San Francisco. If hereafter established in a building of Class "C" or mill construction, the ceiling shall be of not less than three-quarters ( $\frac{3}{4}$ ) inch plaster on metal lath, and the floor shall be of cement at least two (2) inches thick, or other approved fire resistive material.

(b) No paint shop shall hereafter be established in any building which is used or occupied in whole or in part as a residence, dwelling, hotel, or apartment house, as defined by the California State Housing Act; or as a hospital, theater, or place of public assemblage. "Paint shop", as defined in this ordinance, shall not apply to any building or structure, or any portion thereof, in the course of construction, alteration or repair. *Provided, however, that nothing in this section contained shall prevent the owner or occupant of any hotel or apartment house from spraying furniture, under such regulations as may be provided by the Chief when said furniture is actually used in said hotel or apartment house.*

(c) No paint shop shall be established hereafter below the level of the ground floor of any building other than of Class "A" or "B" construction.

(d) All windows in paint shops hereafter established shall be of wire glass in metal frames and sash or wooden frame and sash covered with metal, except windows facing a street or public space. The glazing of skylights shall be as approved by the Division of Fire Prevention and Investigation.

(e) Every paint shop shall have the following accommodations conveniently located to the paint shop for employees: toilet, running water for drinking purposes, and general sanitary conditions that meet the requirements of the Department of Public Health.

(f) No spraying of paint or lacquer materials shall be conducted within a paint shop except in a spray room; provided, however, the Chief may at his discretion issue a written permit to the owner or operator of a paint shop to do minor spraying within said paint shop outside of said spray room. Said permit shall be revocable at the discretion of the Chief without the necessity of a public hearing.

(g) No open flame or spark-emitting device of any kind shall be permitted to be used in any storage room or spray room or paint shop, or in close proximity to any spraying operation. Only indirect heating systems, approved by the City and County of San Francisco, shall be used for heating purposes.

(h) Every spray room shall be equipped with fans capable of changing the air in such spray room every six (6) minutes. The number of fans, inlet and exhaust ducts required, and the location of same, shall be determined jointly by the Division of Fire Prevention and Investigation and the Department of Public Health.

(i) The construction and design of all fans and the installation of all electrical devices and appliances in paint shops and spray rooms shall be approved by the Department of Electricity.

(j) The spraying of paint or lacquer materials shall not be conducted unless the fan or fans are in operation; and said fan or fans shall continue to remain in operation until the conclusion of such spraying.

(k) The amount of paint or lacquer material stored or kept, and the manner of its storage in a spray room or storage room, shall be prescribed and approved by the Division of Fire Prevention and Investigation.

(l) A mixing bench shall be permitted in each spray room, provided that such bench shall have a working surface covered with sheet zinc or nonsparking or absorbing material. A limited amount of paint and lacquer material shall be permitted to remain on such bench for the purpose of mixing or the matching of color. Such bench shall be kept clean and free from accumulated drippings, waste paint, or lacquer. Tightly fitting metal covers shall be provided for all containers.

(m) Metal waste cans with self-closing covers shall be provided, not less than one (1) for each spray room, to accommodate rags and other waste.

(n) Signs containing the words "SMOKING STRICTLY PROHIBITED" in black letters not less than three (3) inches in height upon a white background shall be conspicuously displayed in storage and spray room.

(o) Each paint shop shall be equipped with fire extinguishers of such number and kind, and so located, as shall be determined by the Division of Fire Prevention and Investigation; but in no case shall there be less than two (2) of said fire extinguishers. At least one (1) barrel of clean dry sand containing a scoop, or at least four (4) metal buckets of clean dry sand, shall be kept on the premises at all times.

(p) Every sprayman or painter shall be provided with a mask while spraying, which mask shall be of a type approved by the Department of Public Health.

Section 4. Every spray room and storage room shall be kept free from all unnecessary combustible materials. The use of sawdust for absorbing waste material or for cleaning of floors is strictly prohibited.

Section 5. Whenever any paint or lacquer material is to be sprayed or applied to a motor vehicle, or parts thereof, the battery of said motor vehicle shall be disconnected and shall remain disconnected until such time as the room has been cleared of vapor.

Section 6. It shall be unlawful for any person to conduct, operate or maintain a paint shop as defined in this ordinance of the City and County of San Francisco without first obtaining a permit so to do as set forth in this ordinance.

Section 7. Every person desiring to establish, conduct, or operate a paint shop in the City and County of San Francisco, shall make application for a permit so to do to the Division of Fire Prevention and Investigation on forms provided by the Division of Fire Prevention and Investigation, and shall pay to the Division of Fire Prevention and Investigation a fee of \$12.84 in advance to cover the cost to the City and County of San Francisco of the necessary investigations provided for in this ordinance prior to the approval or disapproval of said application.

Any person engaged in the business of conducting or operating a paint shop in the City and County of San Francisco prior to the enforcement date of this ordinance, and who desires to continue the conducting or operation of said paint shop, shall make application for a permit so to do as hereinabove provided within thirty (30) days subsequent to the effective date of this ordinance and shall pay the fee as set forth above.

This fee shall be in addition to any and all fees required to be paid by any ordinance or ordinances of the City and County of San Francisco for the erection or alteration of any such paint shop or the installation of any equipment therein.

An application for a paint shop permit shall be acted upon within ten (10) days after the filing of such application and the fee collected

shall be retained by the Division of Fire Prevention and Investigation whether the permit is granted or denied or the application is withdrawn.

Section 8. Upon receipt of said application provided for in the preceding section, the Chief shall cause to be investigated the facts as set forth in the application and the premises for which the permit is requested. The Chief shall cause to be forwarded copies of said application to the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity for investigation by their respective departments as to whether the ordinances, rules, and regulations of the City and County of San Francisco, pertaining to their departments, are complied with. The City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity shall after such investigation either approve or disapprove such application and return same within seven (7) days after receipt with such endorsement thereon to the Division of Fire Prevention and Investigation. If the application is disapproved the reason or reasons for such disapproval shall be stated.

In the event that the application for a paint shop permit is disapproved, the Chief shall give the reason for such disapproval. Upon receiving such written notice from the Chief, such person shall have the opportunity of correcting such conditions in and about the premises wherein the paint shop is located and the equipment used therein as have been decided hazardous. This work shall be completed within thirty (30) days after receipt of such written notice, and if said conditions have been corrected to the satisfaction of the departments involved said permit may be issued.

Section 9. The Chief may issue a permit to said applicant, subject to the above approval of the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity as above provided, which permit shall be serially numbered and shall expire on June 30 of the current fiscal year; or, in the exercise of sound discretion, he may deny said permit.

The Chief shall cause to be forwarded to the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity written notice of his granting or denial of the permit.

Section 10. When any permit is issued under the provisions of this ordinance, the Chief shall cause said permit to be forwarded to the office of the Tax Collector for delivery to the permittee upon the payment of an annual license fee of \$8.51 in advance to defray the cost to the City and County of San Francisco of the necessary inspection and regulation as provided for in this ordinance.

The Tax Collector shall issue a license for each paint shop for which the fee was paid, showing thereon: (a) Name and address of the permittee. (b) Address of the paint shop. (c) Number of the permit. (d) Expiration date of the license, which date shall be the expiration date of the permit.

Any person establishing, conducting or operating a paint shop subsequent to January 1 of any year shall pay one-half of the annual fee provided for that fiscal year.

Section 11. The permit and license herein provided shall not be transferable. If the paint shop is discontinued no refund shall be made.

Section 12. Application for renewal of a permit shall be made in the same manner as provided for the original application for a permit, and shall be made within thirty (30) days prior to the expiration of the current permit and shall be accompanied by a fee of \$1.50, which

fee shall be retained by the Division of Fire Prevention and Investigation whether the permit is granted or denied or the application is withdrawn. The same procedure as set forth in Section 8 of this ordinance shall be followed.

Section 13. After written notice to the permittee and after due and proper hearing the Chief shall have the power to revoke or suspend any permit issued under the provisions of this ordinance for violation by the permittee, or by any of the permittee's servants, agents, or employees, or any of the provisions of this ordinance, or when the Chief shall determine that the permittee in the use thereof is violating or attempting to violate any ordinance, rule or regulation of the City and County of San Francisco or any department thereof; or if in the opinion of the Chief it is deemed necessary for the protection of the public.

The Chief shall cause to be forwarded to the Tax Collector, the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity written notice of any revocation, suspension, or reinstatement of any permit herein provided for.

Section 14. Every permit and license issued under the provisions of this ordinance shall be plainly posted in a conspicuous place for the public to see, on the premises for which the permit and license was issued.

Section 15. It shall be the duty of the Chief to ascertain that all of the provisions of this ordinance and any ordinances, rules or regulations of the City and County of San Francisco or any department thereof pertaining to paint shops and the equipment used therein are strictly complied with, and for that purpose the inspectors or representatives of the Division of Fire Prevention and Inspection, the Department of Public Health, and the Department of Electricity shall have access to any paint shop at any reasonable hour.

Section 16. Every person paying the fees provided for in this ordinance shall be exempt from the provisions of Ordinance No. 5132 (N. S.), Section 75, in so far as paint spraying shops are concerned, any and all ordinances, or parts thereof, in conflict with the provisions of this ordinance are hereby repealed but only to such extent as conflict may exist.

*June 5, 1939—Consideration postponed until June 12, 1939, and made a Special Order of Business at 3 P. M.*

*June 12, 1939—Consideration postponed to June 19, 1939, at 3 P. M.*

*June 19, 1939—Consideration postponed to July 10, 1939, at 2:30 P. M.*

*July 10, 1939—Consideration postponed to July 17, 1939, at 2:30 P. M.*

*July 14, 1939—Consideration postponed to July 31, 1939, at 2:30 P. M.*

*July 31, 1939—Consideration postponed to Aug. 7, 1939, at 2:30 P. M.*

### Privilege of the Floor

The privilege of the floor was granted F. P. Kelly, Chief, Division of Fire Prevention and Investigation, who reported a list of fires having occurred during the period of 1928-1938 in spray paint shop.

### Privilege of the Floor

Supervisor Uhl moved privilege of the floor to Mr. Al Branderhof of the Automotive Machinists Association, who spoke in favor of the ordinance in its entirety.

Mr. George Yesson, President, Sign Painters Association, submitted a petition requesting certain changes in the ordinance as to operators in Class "A" buildings.

Mr. J. G. Ennes, Cabinet Manufacturers Institute, expressed himself and his associates as being against the ordinance in its entirety.



### Motion

Supervisor Uhl seconded by Supervisor Brown, moved re-reference of the foregoing ordinance to the Fire, Safety & Police Committee.

Upon the motion being put to a vote it was defeated by the following vote:

Ayes: Supervisors Brown, Ratto, Schmidt, Shannon, Uhl—5.

Noes: Supervisors Colman, McGowan, McSheehy, Mead, Roncovieri—5.

Absent: Supervisor Meyer—1.

Supervisor Schmidt, seconded by Supervisor Ratto, moved that the matter be continued until Monday, August 14, 1939, as a special order of business for 4 P. M.

So ordered.

### Motion

Supervisor Ratto moved that all interested parties meet with F. P. Kelly, Chief, Division of Fire Prevention and Investigation, before next Monday to see if their differences of opinion could not be amicably adjusted.

So ordered.

### Motion to Postpone

Whereupon, a vote was taken on motion to postpone until Monday, August 14, 1939, at 4 P. M., with the following result:

Ayes: Supervisors Colman, McSheehy, Ratto, Schmidt, Shannon, Uhl—6.

Noes: Supervisors McGowan, Mead—2.

Absent: Supervisors Brown, Meyer, Roncovieri—3.

## UNFINISHED BUSINESS

### Final Passage

The following recommendations of Finance Committee, heretofore passed for second reading, were taken up:

**Authorizing Conveyance of Certain Land to City Title Insurance Company in Exchange for Certain Real Property Required for Proposed McLaren Park.**

(Series of 1939)

Bill No. 239, Ordinance No. 236, as follows:

Authorizing conveyance of certain land to City Title Insurance Company in exchange for certain real property required for proposed McLaren Park.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to Section 92 of the Charter of the City and County of San Francisco, the Director of Property, in lieu of sale, is hereby authorized and directed to arrange for trading certain City owned land hereinafter referred to as Parcel "A" to the City Title Insurance Company, in exchange for certain real property hereinafter referred to as Parcel 1.



Section 2. Said Parcel "A" is a portion of that certain tract of land described in Ordinance No. 206, Bill No. 204, Series of 1939, approved by the Mayor of San Francisco on July 7, 1939, which tract was proposed to be sold under the provisions of Ordinance No. 206.

Section 3. The Director of Property has made an appraisal of said real property and estimates the value of Parcel "A" to be \$600.00 and the value of Parcel 1 to be \$600.00.

Section 4. Said Parcels are situated in the City and County of San Francisco, State of California, and are more particularly described as follows:

**Parcel "A":**

COMMENCING at a point on the southeasterly line of Woolsey Street, distant thereon 90 feet northeasterly from the northeasterly line of Hamilton Street; running thence northeasterly along the southeasterly line of Woolsey Street 30 feet; thence at a right angle southeasterly 100 feet; thence at a right angle southwesterly 30 feet; thence at a right angle northwesterly 100 feet to the point of commencement.

BEING a portion of Paul Tract Homestead Association Block No. 1.

**Parcel 1:**

COMMENCING at the point of intersection of the northwesterly line of Bacon Street with the northeasterly line of Mansfield Street; running thence northwesterly along the northeasterly line of Mansfield Street 100 feet; thence at a right angle northeasterly 120 feet; thence at a right angle southeasterly 100 feet to a point on the northwesterly line of Beacon Street; thence southwesterly along last named line 120 feet to the point of commencement.

BEING a portion of University Extension Homestead Association Block No. 156.

Section 5. The Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute the necessary deed for the conveyance of Parcel "A" to the City Title Insurance Company, or its assignee. The Director of Property shall deliver said conveyance to the Grantee upon receipt of the necessary deed to Parcel 1, and shall record the latter deed.

Approved by the Director of Property.

Form approved by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Supplemental Appropriation \$1000, from Unallocated County Road Fund, City Aid for Improvement of Gates Street, between Powhattan Avenue and Bernal Heights Boulevard.**

(Series of 1939)

Bill No. 240, Ordinance No. 237, as follows:

Authorizing a supplemental appropriation of \$1000.00 from the Unallocated County Road Fund, Appropriation No. 948,900.00 to the credit of Appropriation No. 948,969.00 for city aid necessary for the improvement of Gates Street between Powhattan Avenue and Bernal Heights Boulevard, said work being performed under the Street Improvement Ordinance of 1934.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1000.00 is hereby appropriated and set aside from the Unallocated County Road Fund, Appropriation No. 948.900.00 to the credit of Appropriation No. 948.969.00 for city aid necessary for the improvement of Gates Street between Powhattan Avenue and Bernal Heights Boulevard; said work to be performed under the Street Improvement Ordinance of 1934.

Section 111 of the Charter provides that when street assessments are authorized to be paid in installments over a period not to exceed ten years, no annual installment payment shall exceed twenty-five per cent of the assessed value of the land against which the assessment is levied; therefore, this appropriation is necessary to make the assessment valid.

Recommended by the Director Department of Public Works.

Approved by the Acting Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

### Supplemental Appropriation of \$3500 to Cover Estimated Cost of Constructing Alterations to Geary Street Car Barn

(Series of 1939)

Bill No. 241, Ordinance No. 238, as follows:

Authorizing a supplemental appropriation of \$3500 from the Municipal Railway Operating Fund to provide additional funds to those appropriated in the 1938-1939 budget in amount \$8500, to cover the estimated cost of constructing alterations to the Geary Street Car Barn.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$3500 is hereby appropriated out of the Municipal Railway Operating Fund to the credit of Appropriation No. 565-500-00, to provide additional funds to those appropriated in the 1938-1939 Budget in amount \$8500, to provide for the estimated cost of constructing alterations to the Geary Street Car Barn.

Approved as to form by the City Attorney.

Approved by the Public Utilities Commission.

Recommended by the Manager of Utilities.

Funds available by the Controller.

Approved by the Mayor.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

The following recommendations of Streets Committee, heretofore passed for second reading, were taken up:

**Changing Sidewalk Widths on Berry Street Between 2nd and 3rd Streets**

(Series of 1939)

Bill No. 242, Ordinance No. 239, as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by amending Section Two Hundred and Forty-five (245) thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office July 13, 1939, by amending Section Two Hundred and Forty-five (245) thereof to read as follows:

*Section 245. THE WIDTH OF SIDEWALKS ON BERRY STREET, THE NORTHWESTERLY SIDE OF, BETWEEN SECOND AND THIRD STREETS SHALL BE 3'-6".*

The width of sidewalks on Berry Street, the southeasterly side of, between Second and Third Streets shall be abolished.

The width of sidewalks on Berry Street between Third Street and Seventh Street shall be 15 feet.

The width of sidewalks on Berry Street between Seventh Street and De Haro Street shall be abolished.

Form approved by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Changing Sidewalk Widths on King Street Between 2nd and 3rd Streets**

(Series of 1939)

Bill No. 243, Ordinance No. 240, as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by amending Section Two Hundred and Forty-six (246) thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office July 13, 1939, by amending Section Two Hundred and Forty-six (246) thereof to read as follows:

Section 246. The width of sidewalks on King Street between Division and Third Streets shall be 15 feet.

The width of sidewalks on King Street, the northwesterly side of, between Second and Third Streets shall be abolished.

The width of sidewalks on King Street, the southeasterly side of, between Second and Third Streets shall be 4 feet.

The width of sidewalks on King Street between Second Street and The Embarcadero shall be abolished.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Changing and Re-establishing Grades on Miguel Street between Beacon and Bemis Streets, and on Fairmount Street between Laidley and Miguel Streets.**

(Series of 1939)

Bill No. 244, Ordinance No. 241, as follows:

Changing and Re-establishing the Official Grades on Miguel Street between Beacon and Bemis Streets, and on Fairmount Street between Laidley and Miguel Streets.

Whereas, The Board of Supervisors, on the written recommendation of the Director of Public Works, did on the 15th day of May, 1939, by Resolution No. 291 (Series of 1939), declare its intention to change and re-establish the grades on Miguel Street between Beacon and Bemis Streets, and on Fairmount Street between Laidley and Miguel Streets; and

Whereas, Said Resolution was so published for two days, and the Director of Public Works within ten days after the first Publication of said Resolution of Intention caused notices of the passage of said Resolution to be conspicuously posted along all streets specified in the Resolution, in the manner and as provided by law; and

Whereas, More than thirty days have elapsed since the first publication of said Resolution of Intention; therefore, Be It Ordained by the People of the City and County of San Francisco as follows:

Section 1. The grades on the following named streets at the points hereinafter named and at the elevations above City base as hereinafter stated, are hereby changed and established as follows:

MIGUEL STREET:	Feet
Northerly line of, at Beacon St. easterly line.....	426
(The same being the present official grade)	
Southerly line of, at Beacon St. easterly line.....	428
(The same being the present official grade)	
On a line at right angles to the northerly line of, 147.87 feet westerly from the first angle easterly from Beacon St.....	401
On a line at right angles to the northerly line of, 51.16 feet westerly from the first angle easterly from Beacon St.....	383.35
Northerly curb line of, on the bisector of the first angle easterly from Beacon St.....	377
Southerly curb line of, on the bisector of the first angle easterly from Beacon St. ....	376
On a line at right angles to the northerly line of, 51.16 ft. easterly from the first angle easterly from Beacon St.....	373.30
On a line at right angles to the southerly line of, 40 ft. westerly from the second angle easterly from Beacon St.....	359.34
At a point 7 ft. southwesterly from the northeasterly line of, 9.60 ft. southeasterly from the second angle easterly from Beacon St. ....	355.02

At a point on the southwesterly curb line of, cut by a line at right angles to the northeasterly line of, 9.60 ft. southeasterly from the second angle easterly from Beacon St.....	355.02
14 ft. northeasterly from the southwesterly line of, 20.46 ft. southeasterly from the second angle easterly from Beacon St.....	354.51
On a line at right angles to the Southwesterly line of, 40.84 ft. northwesterly from the third angle easterly from Beacon St.....	351.36
Northeasterly 7-ft. curb line of, 53.91 ft. southeasterly from the last described point (measured along the northeasterly curb line of) .....	350
Southwesterly 14-ft. curb line of, 45.65 ft. (measured along the curb line) southeasterly from a line at right angles to the southwesterly line of, 40.84 ft. northwesterly from the third angle easterly from Beacon St.....	349.50
At a point 7 ft. westerly from the easterly line of, at Fairmount St. southeasterly line .....	346.80
At a point 13 ft. easterly from the westerly line of, 39.10 ft. northerly from Bemis St.....	347.40
Westerly line of, at Bemis St. northerly line..... (The same being the present official grade)	347
Northeasterly line of, at the first angle northwesterly from Laidley St. .... (The same being the present official grade)	345

On Miguel St. between Beacon St. and Bemis St., and on Fairmount St. between Laidley and Miguel Sts. be changed and established to conform to true gradients between the grade elevations above given therefor and the present official grades of Laidley St. at Fairmount St.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

### Changing and Establishing Grades on 19th Avenue between Irving and Kirkham Streets, Etc.

(Series of 1939)

Bill No. 245, Ordinance No. 242, as follows:

Changing and Re-establishing the Official Grades on 19th Avenue between Irving and Kirkham Streets, between Pacheco and Rivera Sts.; between a line parallel with Taraval St. and 200 ft. Northerly therefrom and Ulloa St. and between Vicente St. and Sloat Blvd.; on Judah St. between 18th Ave. and a line parallel with 20th Ave. and 108.51 ft. Easterly therefrom; on Kirkham St. between 18th and 19th Aves.; on Lawton, Moraga, Noriega and Rivera Sts. between lines parallel with and 120 ft. westerly from 18th Ave. and 19th Ave.; on Ortega and Pacheco Sts. between lines parallel with and 160 ft. Westerly from 18th Ave. and 19th Ave.; on Quintara St. between points respectively 120 ft. Westerly from 18th Ave. and 155 ft. Easterly from 20th Ave.; on Santiago St. between a point on the Northerly line of 155 ft. Westerly from 18th Ave. and 19th Ave.; and between a point on the Southerly line of 120 ft. Westerly from 18th and 19th Ave.; on Taraval St. between points on the Northerly line of respectively 198.54 ft. Westerly from 18th Ave. and 205 ft. Easterly from 20th Ave. and between points on the Southerly line of respectively 209.50 ft. Westerly from 18th Ave. and 232.21 ft. Easterly from 20th Ave.; on Ulloa

and Vicente Sts. between lines parallel with and 169 ft. Westerly from 18th Ave. and 19th Ave. and between lines parallel with and 220.50 ft. Easterly from 20th Ave. and 19th Ave.; and on Wawona St. produced from the West between the Easterly line of 19th Ave. and a line parallel with and 11.50 ft. Easterly therefrom.

Whereas, The Board of Supervisors, on the written recommendation of the Director of Public Works, did on the 15th day of May, 1939, by Resolution No. 290 (Series of 1939), declare its intention to change and re-establish the grades on 19th Ave. between Irving and Kirkham Sts.; between Pacheco and Rivera Sts.; between a line parallel with Taraval St. and 200 ft. Northerly therefrom and Ulloa St. and between Vicente St. and Sloat Blvd.; on Judah St. between 18th Ave. and a line parallel with 20th Ave. and 108.51 ft. Easterly therefrom; on Kirkham St. between 18th and 19th Aves.; on Lawton, Moraga, Noriega and Rivera Sts. between lines parallel with and 120 ft. Westerly from 18th Ave. and 19th Ave.; on Ortega and Pacheco Sts. between lines parallel with and 160 ft. Westerly from 18th Ave. and 19th Ave.; on Quintara St. between points respectively 120 ft. Westerly from 18th Ave. and 155 ft. Easterly from 20th Ave.; on Santiago St. between a point on the Northerly line of 155 ft. Westerly from 18th Ave. and 19th Ave.; and between a point on the Southerly line of 120 ft. Westerly from 18th and 19th Ave.; on Taraval St. between points on the Northerly line of respectively 198.54 ft. Westerly from 18th Ave. and 205 ft. Easterly from 20th Ave. and between points on the Southerly line of respectively 209.50 ft. Westerly from 18th Ave. and 232.21 ft. Easterly from 20th Ave.; on Ulloa and Vicente Sts. between lines parallel with and 169 ft. Westerly from 18th Ave. and 19th Ave. and between lines parallel with and 220.50 ft. Easterly from 20th Ave. and 19th Ave.; and on Wawona St. produced from the West between the Easterly line of 19th Ave. and a line parallel with and 11.50 ft. Easterly therefrom.

Whereas, Said Resolution was so published for two days, and the Director of Public Works within ten days after the first Publication of said Resolution of Intention caused notices of the passage of said Resolution to be conspicuously posted along all streets specified in the Resolution, in the manner and as provided by law; and

Whereas, More than thirty days have elapsed since the first publication of said Resolution of Intention; therefore, Be It Ordained by the People of the City and County of San Francisco as follows:

Section 1. The grades on the following named streets at the points hereinafter named and at the elevations above City base as hereinafter stated, are hereby changed and established as shown on Map entitled "Grade Map Showing the Proposed Change and Establishment of Grades on 19th Ave. between Irving and Kirkham Sts.; between Pacheco and Rivera Sts.; between a line parallel with Taraval St. and 200 ft. Northerly therefrom and Ulloa St. and between Vicente St. and Sloat Blvd.; on Judah St. between 18th Ave. and a line parallel with 20th Ave. and 108.51 ft. Easterly therefrom; on Kirkham St. between 18th and 19th Aves.; on Lawton, Moraga, Noriega and Rivera Sts. between lines parallel with and 120 feet Westerly from 18th Ave. and 19th Ave.; on Ortega and Pacheco Sts. between lines parallel with and 160 ft. Westerly from 18th Ave. and 19th Ave.; on Quintara St. between points respectively 120 ft. Westerly from 18th Ave. and 155 ft. Easterly from 20th Ave.; on Santiago St. between a point on the Northerly line of 155 ft. Westerly from 18th Ave. and 19th Ave.; and between a point on the Southerly line of 120 ft. Westerly from 18th and 19th Ave.; on Taraval St. between points on the Northerly line of respectively 198.54 ft. Westerly from 18th Ave. and 205 ft. Easterly from 20th Ave. and between points on the Southerly line of respectively 209.50 ft. Westerly from 18th Ave. and 232.21 ft. Easterly from 20th Ave.; on Ulloa and Vicente Sts. between lines parallel with and



169 ft. Westerly from 18th Ave. and 19th Ave. and between lines parallel with and 220.50 ft. Easterly from 20th Ave. and 19th Ave.; and on Wawona St. produced from the West between the Easterly line of 19th Ave. and a line parallel with and 11.50 ft. Easterly therefrom," approved by Director of Works Order No. 10,489, and filed in this office May 3, 1939.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

### **Changing Sidewalk Widths on 11th Street between Market, Bryant, and Division Streets**

(Series of 1939)

Bill No. 246, Ordinance No. 243, as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by amending Section Two hundred and Forty-three (243) thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office July 13, 1939, by amending Section Two Hundred and Forty-three (243) thereof to read as follows:

Section 243. The width of sidewalks on Eleventh Street between Market Street, Bryant Street, and Division Street shall be 10 feet.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

### **Approving Map Showing Proposed Establishment of Grades on Seal Rock Drive, Alta Mar Way & El Camino Del Mar; and Establishing Grades in Accordance Therewith.**

(Series of 1939)

Bill No. 248, Ordinance No. 244, as follows:

Approving map showing proposed establishment of grades on Seal Rock Drive between 45th Ave. and El Camino Del Mar; on Alta Mar Way between Seal Rock Drive and Point Lobos Ave.; and on El Camino Del Mar between Point Lobos Ave. and Seal Rock Drive; and establishing grades in accordance therewith.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. That certain diagram entitled "Grade Map Showing the Proposed Establishment of Grades on Seal Rock Drive between 45th Ave. and El Camino Del Mar.; on Alta Mar Way between Seal Rock Drive and Point Lobos Ave.; and on El Camino Del Mar between Point Lobos Ave. and Seal Rock Drive," as approved by the Director of Public Works' Order No. 10,862, on June 28, 1939, and filed in the office of the Board of Supervisors June 30, 1939, be and is hereby approved.

Section 2. The grades on streets as shown on the above entitled map, are hereby established at points and elevations above city base as shown on said map.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Approving Map Showing Location of Street and Curb Lines and the Width of Sidewalks on Oneida Ave. Between Cayuga Ave. & Alemany Blvd.; and Establishing Sidewalk Widths in Accordance Therewith.**

(Series of 1939)

Bill No. 249, Ordinance No. 245, as follows:

Amending Ordinance No. 1061, Entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered twelve hundred and twenty-two (1222); and approving map showing location of street and curb lines and the width of sidewalks on Oneida Ave. between Cayuga Ave. & Alemany Blvd.; and establishing sidewalk widths in accordance therewith.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. That that diagram entitled "Map Showing Location of Street and Curb Lines and the Width of Sidewalks on Oneida Avenue Between Cayuga Avenue and Alemany Blvd." as approved by the Director of Public Works' Order No. 10,863, on June 28, 1939, and filed in the office of the Board of Supervisors June 30, 1939, be and is hereby approved.

Section 2. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office June 30, 1939, by adding thereto a new section to be numbered Twelve Hundred & Twenty-two (1222) to read as follows:

**Section 1222.**

The width of sidewalks on Oneida Ave. between Cayuga Ave. and Alemany Blvd. shall be as shown on that certain Map titled, "Map showing the location of street and curb lines and the width of sidewalks on Oneida Ave. between Cayuga Ave. and Alemany Blvd."

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Accepting the Roadway of Teresita Boulevard**

(Series of 1939)

Bill No. 250, Ordinance No. 246, as follows:

Providing for the acceptance of the roadway of Teresita Boulevard including crossings thereon as hereinafter described.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Whereas, the roadway of Teresita Boulevard, in the City and County of San Francisco, between Portola Drive and Fowler Avenue including the intersection of Teresita Boulevard and Juanita Way and between Agua Way and the south line of Los Palmos Drive, including the intersections of Teresita Boulevard with Isola Way,

Sequoia Way, Gaviota Way, El Sereno Way, Rio Court, Marietta Drive, Los Palmos Drive, and including the crossings of Teresita Boulevard with Reposa Way and Arroyo Way and Teresita Boulevard between the north line of Stanford Heights Avenue and a line 240 feet easterly and parallel to the easterly line of Foerster Street, including the intersections of Teresita Boulevard with Stanford Heights Avenue, Kenyon Avenue and Stillings Street, has heretofore been paved in accordance with the specifications of the Department of Public Works, which said paving was completed during the year 1929; and

Whereas, it was certified by M. M. O'Shaughnessy, then City Engineer, that said paving of said Teresita Boulevard, as hereinbefore described, was so paved in accordance with said specifications and that the necessary sewers, gas and water pipes were laid therein; and

Whereas, no formal acceptance of said street was ever given by the Board of Supervisors; and

Whereas, immediately upon the completion of the paving of said Teresita Boulevard, as hereinbefore set forth, the same was thrown open to the public and used as an open public street in the City and County of San Francisco; and

Whereas, by reason of excessive travel over said Teresita Boulevard the pavement thereof has in places deteriorated and is now in need of reconstruction; and

Whereas, Meyer Brothers, who are the owners of a majority of the property fronting on said Teresita Boulevard, have deposited with the Director of Public Works the sum of Six Thousand Dollars (\$6000.00) for the purpose of aiding in the repair of said Teresita Boulevard; and

Whereas, the Director of Public Works estimates that the cost of repairing said Teresita Boulevard will be approximately Twelve Thousand Dollars (\$12,000.00); and

Whereas, the fact that the hereinbefore described portions of the roadway of Teresita Boulevard were not accepted at the time of the completion of the paving of said boulevard in 1929, was not the fault of Meyer Brothers or of any of the property owners whose property abuts said boulevard within the boundaries referred to.

Section 2. Therefore, it is ordered that the Director of Public Works shall accept from Meyer Brothers the said sum of Six Thousand Dollars (\$6000.00) to be applied towards the repair of said Teresita Boulevard within the boundaries hereinbefore referred to and that such additional amounts of money as may be necessary to complete said repairs shall be furnished from funds of the City and County of San Francisco which are or may be made available for such purpose.

Section 3. That those portions of the roadway of said Teresita Boulevard, hereinabove referred to, are hereby accepted by the City and County of San Francisco as open, public and paved streets.

Approved by Director, Department of Public Works.

Approved by Chief Administrative Officer.

Approved as to Form by City Attorney.

*Finally passed by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**NEW BUSINESS****Adopted**

The following recommendations of the Finance Committee were taken up:

**Release of Lien Filed Re Old Age Security, Mrs. Mathilda Werner**

(Series of 1939)

Resolution No. 457, as follows:

Whereas, Notices of aid have been recorded in San Francisco County, pursuant to Section 4 of the Old Age Security Act and Section 2225 of the Welfare and Institutions Code; and

Whereas, The filing of such notices created a lien on the property of the recipients of such aid; and

Whereas, The recipients of such aid, on payment of the debt secured by such lien are entitled to receive a release thereof; and

Whereas, A lien has been placed by the Board of Supervisors of the City and County of San Francisco, on recommendation of the County Welfare Department, against the property described as follows:

Property of Mrs. Mathilda Werner, recorded on June 2, 1937, in Volume 3011, Official Records of San Francisco County, at Page 228;

Now, Therefore, Be It Resolved, That upon receipt of all moneys secured by said lien, David A. Barry, Clerk of the Board of Supervisors, is hereby authorized to execute and deliver on behalf of and in the name of said Board, a release of such lien.

*Adopted* by the following vote:

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**Approval of Recommendations of Public Welfare Department for the Month of August, 1939**

(Series of 1939)

Resolution No. 456, as follows:

Resolved, That the recommendations of the Public Welfare Department containing the names and amounts to be paid as Old Age Security Aid, Blind Pensions and Half Orphan Aid for the month of August, 1939 (and prior thereto), including amounts, increases, decreases, cancellations, denials and other transactions, are hereby approved, and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller; and be it

Further Resolved, That the Board of Supervisors declares an extension of time is necessary in certain cases as requested by the Welfare Department.

*Adopted* by the following vote:

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**Contracting with S. A. Dewing for Stenographic Reporting for the  
Board of Supervisors for Fiscal Year 1939-1940**

(Series of 1939)

Resolution No. 458, as follows:

Resolved, That S. A. Dewing and his associates are hereby retained and employed as shorthand reporters for the Board of Supervisors for the fiscal year 1939-1940 to report the proceedings of said Board and the proceedings of its committees when authorized to do so by the Clerk of the Board and to make transcriptions of such proceedings, or such portions thereof as this Board or the Clerk thereof may direct, and that said S. A. Dewing and his associates be compensated for their services as follows:

For services in attending and reporting meetings of the Board or committees of said Board, at the rate of Twelve Dollars and Fifty Cents (\$12.50) for each four-hour period, or fraction thereof, computed from the hour of convening until the hour of recess or adjournment; provided, that whenever such meetings of the Board or committees thereof shall continue for more than four hours on any one calendar day, compensation therefor shall be at the rate of Three Dollars (\$3.00) per hour for each additional hour or fraction thereof. Provided further, that where committee meetings do not exceed two hours only one-half a per diem shall be paid.

Transcription rates to be as follows:

Original 20 cents per folio.

Original and 1 copy, 30 cents per folio.

Original and 2 copies, 33 cents per folio.

Original and 3 copies, 36 cents per folio.

Original and 4 copies, 40 cents per folio.

All over five copies, 8 cents per folio for each copy; and be it

Further Resolved, That this resolution, when the provisions thereof are accepted by S. A. Dewing, shall constitute a contract between the Board of Supervisors and S. A. Dewing.

*Adopted* by the following vote:

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**Passed for Second Reading**

The following matters were taken up:

**Amending Salary Ordinance, Janitresses in School Department.**

(Series of 1939)

Bill No. 271, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 83, (Board of Education—Non-Certificated Employees, 1939-1940) by changing the rate mentioned in Item 246.1 from \$6.00 per day to \$5.00 per day, and by changing the class number under Item 265 from 02 to 01.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 83, is hereby amended to read as follows:

## Section 83. BOARD OF EDUCATION—

## NON-CERTIFICATED EMPLOYEES, 1939-1940

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
200	1	A6	Superintendent of Maintenance and Repairs .....	\$ 375
201	3	A154	Carpenter at \$9 per day .....	
202	1	A162	Foreman Carpenter at \$10 per day .....	
203	3	A354	Painter at \$9.75 per day .....	
204	1	B6	Senior Bookkeeper .....	235
205		B6	Senior Bookkeeper .....	190
206	1	B9	Supervisor of Financial Reports, Board of Education .....	210
207	1	B14	Senior Accountant .....	375
208		B14	Senior Accountant .....	275
209	1	B58	Secretary Board of Education (exempt) .....	425
210	1	B180	Administrative Assistant .....	350
211	2	B210	Office Assistant .....	85
213	1	B512	General Clerk-Typist .....	155
214	1	B222	General Clerk .....	190
215	1	B222	General Clerk .....	175
216	1	B228	Senior Clerk .....	200
217	2	B308	Key Drive Calculating Machine Operator .....	175
218	1	B308	Key Drive Calculating Machine Operator .....	160
219		B308	Key Drive Calculating Machine Operators as needed at .....	140
220	1	B311	Bookkeeping Machine Operator .....	175
221	1	B354	General Storekeeper .....	230
222	1	B380	Armorer, R. O. T. C. (part time) .....	75
223	3	B408	General Clerk-Stenographer .....	215
224	60	B408	General Clerk-Stenographer .....	175
225	8	B408	General Clerk-Stenographer .....	170
226	4	B408	General Clerk-Stenographer .....	160
227	1	B408	General Clerk-Stenographer .....	150
228	2	B408	General Clerk-Stenographer .....	140
229	1	B408	General Clerk-Stenographer (part time) at \$4.20 per evening .....	
230	1	B408	General Clerk-Stenographer (part time) at \$3.30 per evening .....	
231	7	B408	General Clerk-Stenographer (part time) at \$3.00 per evening .....	
232	24	B408	General Clerk-Stenographer at \$6.00 per day .....	
233	1	B412	Senior Clerk-Stenographer .....	215
234	2	B412	Senior Clerk-Stenographer .....	200
235	1	B412	Senior Clerk-Stenographer .....	190
237	1	B454	Telephone Operator .....	175
238	1	B454	Telephone Operator .....	150
239		B454	Telephone Operators (part time) for relief when needed at \$2 per day .....	
240	1	B512	General Clerk-Typist .....	215
241	1	B512	General Clerk-Typist .....	190
242	5	B512	General Clerk-Typist .....	175
243	1	B512	General Clerk-Typist .....	170
244	1	B512	General Clerk-Typist .....	150
244.1	1	B512	General Clerk-Typist .....	140
245	86	C102	Janitress .....	140
246	16	C102	Janitress .....	130
246.1	4	C102	Substitute Janitresses at the rate of \$130 per month shall be paid at the rate of \$5.00 per day for actual days served....	



## Section 83. BOARD OF EDUCATION—

## NON-CERTIFICATED EMPLOYEES, 1939-1940

(Continued)

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
247	133	C104	Janitor .....	155
248	30	C104	Janitor .....	145
249	1	C104	Janitor (part time) .....	16
250	1	C104	Janitor (part time) .....	10
251	28	C105	Special Janitor .....	162.50
252	2	C105	Special Janitor .....	152.50
253	15	C107	Working Foreman Janitor .....	185
254	1	C107	Working Foreman Janitor .....	175
255	1	C107	Working Foreman Janitor .....	165
256	1	C112	Supervisor School Janitors .....	275
257	1	I12	Cook .....	140
258	1	I12	Cook .....	130
259	1	I12	Cook (part time) .....	75
260	2	I2	Kitchen Helper (part time) .....	75
261	11	J78	Stockman .....	200
262	3	J78	Stockman .....	170
263	1	J78	Stockman .....	160
264	1	J80	Foreman Stockman .....	210
265	1	O1	Chauffeur .....	215
266	1	O104	Moving Picture Operator .....	200
267	2	O122	Window Shade Worker .....	200
268	12	O168	Engineer Stationary Steam Engines.....	220
269		O168	Engineer Stationary Steam Engines (part time relief) .....	125
270		O168	Engineer Stationary Steam Engines (\$3 per evening as required) .....	
271	1	O172	Chief Engineer Stationary Steam Engines .....	310
272	1	O61	Foreman Gardener .....	200
273	5	O58	Gardeners .....	155
274	6	O58	Gardeners .....	135
275			Referees and Umpires, \$1 to \$3 per game as needed.	
276			Temporary clerical employment and other help as needed at rates fixed in salary ordinance.	
277			Temporary evening school clerks as needed at \$3 per evening.	

## TRUCK RENTAL—CONTRACTUAL

278	Trucks over 2500 lbs. and not over 4500 lbs. at rate of \$265.00 per month for not more than 23 days per month.
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*Passed for second reading by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

Amending Salary Ordinance As to Number of Employments Under  
Item 8, Bureau of Sewer Repair

(Series of 1939)

Bill No. 272, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 48, Department of Public Works—Bureau of Sewer Repair, by increasing the number of employments under Item 8 from \*35 to \*37, A155 Cribber

at \$8.80 per day and by changing the number of employments in the explanation of the asterisk from thirteen to fifteen.

Be it ordained by the People of the City and County of San Francisco, as follows:

Bill 192, Ordinance 186, Section 48, is hereby amended as follows.

Section 48. DEPARTMENT OF PUBLIC WORKS—  
BUREAU OF SEWER REPAIR

1	1	O208	General Foreman Sewer Connections and Repairs .....	\$ 225
2	1	O214	Assistant Superintendent, Bureau of Sewer Repair .....	250
2.1	1	O214	Assistant Superintendent, Bureau of Sewer Repair .....	235
3	1	O216	Superintendent, Bureau of Sewer Repair .....	400

Employments As Needed

The occupants of the following positions have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided.

4	12	A52	Hodcarrier at \$10 per day .....	
5	7	A56	Bricklayer at \$12 per day .....	
6	20	J4	Laborer at \$6 per day .....	
7	4	O1	Chauffeur at \$8 per day .....	
8	*37	A155	Cribber at \$8.80 per day .....	
9	17	O210	Sewer Cleaner at \$9.50 per day .....	
10	1	O208	Gen. Foreman, Sewer Connection and Repair .....	250

Teams and trucks, as needed, at rates established by purchaser's contract.

\*Fifteen of these not included in budget estimates as compensations are paid by property owners.

*Passed for second reading by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

Adopted

The following matters were taken up:

Refunds of Erroneous Payments of Taxes

(Series of 1939)

Resolution No. 459, as follows:

Resolved, That the following amount be and it is hereby authorized to be paid to the following, being refund of erroneous payments of taxes, to-wit:

From General Fund—Appropriation 60.969.00:

1. Home Owners' Loan Corporation, per Vol. 37, Lot 37, Block 6202, both installments, Fiscal Year 1938-1939 .....	\$9.22
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*Adopted by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**Authorizing Appointment of Committee to Provide Better Relationship  
Between San Francisco and Neighboring Communities**

(Series of 1939)

The following matter laid over from last meeting was taken up:

Resolution No. 461, as follows:

Whereas, San Francisco—the natural distribution and marketing center of the Northern and Central California region—will prosper only as the entire region prospers, and

Whereas, The prosperity of the entire region depends in large measure upon the mutual understanding and co-operation between urban and rural areas toward achieving a goal of maximum economic development, and

Whereas, There is both opportunity and need for San Francisco to improve its services to the region, particularly to agriculture, and also to foster understanding and good will between city and country, and

Whereas, The prosperity of the community and the region must be recognized as a proper concern of the city and county government represented all individuals and groups within the community, and

Whereas, There is in the city and county government at present no central agency authorized and equipped to plan and carry out a coordinating program of co-operative city-country activities, and

Whereas, In the attainment of these objectives it is advisable and necessary to create a central agency in the city and county government, to be known as the Advisory Committee on Regional Service, now, therefore, be it

Resolved, That the Mayor be, and hereby is authorized to appoint such a committee, which committee shall consist of the following officials:

The Mayor, the President of the Board of Supervisors, the Chairman of the Finance Committee of the Board of Supervisors, the Chairman of the Streets Committee of the Board of Supervisors, the Chief Administrative Officer, the Controller, the Manager of Utilities, the Agricultural Commissioner, the City Attorney, and the Director of Public Health.

It shall be the duty of this committee to act as may be necessary, in the judgment, to:

1. Establish and maintain better relationships between San Francisco and the rural, neighboring metropolitan and suburban areas which constitute the city's trade area.
2. Improve the services rendered by San Francisco to the trade area, enlisting the co-operation of San Francisco citizens in the discharge of the city's obligations to the region.
3. Inaugurate or participate in activities designed to contribute to the prosperity of the entire region.

The Advisory Committee on Regional Service shall have the power, by majority vote of the entire committee, to increase the membership of its committee when it is deemed necessary.

The Chairman of said committee, or any person designated by him, is authorized and empowered to attend any conference, or public or quasi-public meeting where there may be under discussion or consideration any matter having to do with the stated responsibilities of the said committee.

Subject to the provisions of Section 86 of the Charter, the committee shall have the power to incur obligations to carry out the purposes of this resolution out of such funds as may be appropriated or set aside for said purposes.

### Discussion

Supervisor Colman asked the Chair if any question of policy which might arise in the future would be determined by the Board of Supervisors, to which the Chair replied in the affirmative.

### Adopted

Whereupon, the foregoing resolution was adopted by the following vote:

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**Authorizing the Sheriff to Compensate Certain Persons Who Were Inmates of the County Jail of the City and County of San Francisco for the Loss of Their Clothing and Personal Effects Destroyed by Fire in Said County Jail While Said Persons Were Inmates Thereof, and Making Appropriations for the Purpose of Compensating Said Persons for Said Loss.**

(Series of 1939)

The following matter was taken up:

Bill No. 274, Ordinance No....., as follows:

Authorizing the Sheriff to compensate certain persons who were inmates of the county jail of the City and County of San Francisco for the loss of their clothing and personal effects destroyed by fire in said county jail while said persons were inmates thereof, and making appropriation for the purpose of compensating said persons for said loss.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. That Whereas, on the 11th day of June, 1939, there occurred in Branch County Jail, No. 3, a fire which destroyed the clothing and personal effects of the persons hereinafter named who on said date were inmates of said county jail, the value of said clothing and personal effects of each of said persons being hereinafter set forth after the respective names of said persons, and

Whereas, said fire occurred without any fault whatsoever of any of said inmates and said persons have, by reason of the destruction of their said clothing and personal effects suffered serious financial loss.

Section 2. Whereas, the Sheriff of the City and County of San Francisco has recommended that said hereinafter named persons be reimbursed in the respective amounts hereinafter set forth for the loss of their said clothing and personal effects and this Board of Supervisors feels that in good conscience and fairness to said persons said compensation should be made.

Section 3. Now, therefore, there is hereby appropriated from Appropriation No. 760.705.02 to Appropriation No. 760.705.03, 1939-1940 Budget, the sum of \$1718.85, for the purpose of compensating the following named persons for the loss of their clothing and personal effects by said fire occurring in Branch County Jail No. 3, on the aforesaid date. The names of said persons and the amounts to be paid to said persons are as follows, said amounts being the value of their clothing and wearing apparel destroyed as aforesaid:

Name	Amount
Taylor, Roxie .....	\$ 167.95
Rogers, Annette .....	56.45
Keith, Joan .....	146.95
Day, Helen .....	94.00
Newman, Dorothy .....	97.00
Cordes, Elizabeth .....	43.10
Burns, Marie .....	44.50
Hanson, Ann .....	17.00
Allen, Judy .....	75.00
Harris, Alice .....	15.00
Crane, Katherine .....	88.95
Smith, Helen .....	31.00
Johnson, Bessie .....	25.45
Cox, Jean .....	26.50
Woods, Jessie .....	30.00
Oldham, Leona .....	41.25
Whitney, Gloria .....	116.00
Fredericks, Barbara .....	313.25
Fowler, Virginia .....	38.45
O'Brien, Patricia .....	30.00
Lee, Bobbie .....	21.90
Lopez, Rita .....	50.00
McGuire, Patricia .....	51.80
Tally, Lois .....	28.00
Martin, Joan .....	68.45
Grand Total .....	\$1718.85

Section 4. The Sheriff and Controller of the City and County of San Francisco are hereby directed, that upon receiving good and sufficient acquittances from each of the above named persons, releasing the City and County of San Francisco from all liability by reason of the destruction of said clothing and wearing apparel, to pay to said persons the respective amounts hereinabove set forth.

Recommended by the Sheriff.

Recommended by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

#### Discussion

During discussion of the above resolution, Supervisor Uhl suggested that the Purchasing Agent be consulted as to the amount of damages paid each of the persons named in the resolution.

#### Referred to Finance Committee

Whereupon, the foregoing resolution was *re-referred to Finance Committee*.

Authorizing Settlement of Dispute Between MacDonald & Kahn Co., Ltd., and the City and County of San Francisco, and Fidelity and Deposit Company of Maryland, in Connection with Construction of the Richmond Sewer Tunnel and Appurtenances.

(Series of 1939)

The following matter was taken up:

Bill No. 270, Ordinance No. ...., as follows:

Authorizing settlement of dispute between MacDonald & Kahn Co., Ltd., and the City and County of San Francisco, and Fidelity and De-

posit Company of Maryland, in connection with construction of the Richmond Sewer Tunnel and appurtenances.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The City Attorney having recommended the settlement of the action of City and County of San Francisco, a municipal corporation, v. MacDonald & Kahn Co., Ltd., a corporation, and Fidelity and Deposit Company of Maryland, a corporation, Superior Court, San Francisco, No. 282,136, said action being one for the purpose of determining the liability of the City and County of San Francisco, a municipal corporation, MacDonald & Kahn Co., Ltd., a corporation, and Fidelity and Deposit Company of Maryland, a corporation, for damages under the contract of August 22, 1936, wherein and whereby MacDonald & Kahn Co., Ltd., as contractor agreed to construct a sewer tunnel according to certain plans and specifications prepared by the City and County of San Francisco, and said MacDonald & Kahn Co., Ltd., having agreed as follows:

"This Agreement, made and entered into this 17th day of March, 1939, by and between the City and County of San Francisco, a municipal corporation, hereinafter called the 'City,' party of the first part, and MacDonald & Kahn Co., Ltd., a Delaware corporation, hereinafter called the 'Contractor,' party of the second part,

#### Witnesseth

"Whereas, on or about the 22nd day of August, 1936, the Contractor made and entered into a contract with the City providing for the construction of a sewer tunnel known and designated as the 'Richmond Sewer Tunnel and Appurtenances,' according to plans and specifications prepared by said City; and

"Whereas, on or about the 1st day of October, 1936, the Contractor commenced the construction of said public work in accordance with said contract, which said work was completed and accepted by said City on or about the 24th day of March, 1938, and;

"Whereas, various claims and actions have been and may be presented and brought against the City and Contractor alleging liability for damage to property claimed to have been caused by the construction of said public work; and

"Whereas, City contends that the Contractor has undertaken to defend, indemnify and save harmless the City from any and all such claims arising out of the construction of said public work, and it is the contention of the Contractor that it has not agreed to undertake and is not bound to defend and indemnify or save harmless the City against such claims or suits unless the damage was caused by negligence of the Contractor in the construction of said public work, and it is the further contention of the Contractor that it was not negligent in the performance of said contract; and

"Whereas, the parties desire to compromise and settle said dispute in order to save the time, costs and expense of litigation;

"Now, Therefore, in consideration of the premises, it is agreed by and between the parties hereto as follows:

"1. The Contractor agrees to pay two-thirds and the City agrees to pay the remaining one-third of the amount of any damages, including costs, which may be awarded by final judgment against said City and said Contractor jointly or against said City alone or said Contractor alone in favor of any property owner for damage to property caused by or arising out of the construction of said public work. In other words, it is the intent and purpose of the foregoing agreement that if any property owner shall recover final judgment against both said City and said Contractor jointly, such judgment shall be jointly satisfied by said City and Contractor in the proportions stated; or if such property owner shall recover final judgment against said City



alone, said judgment shall be jointly satisfied by said City and Contractor in the proportions stated; or if such property owner shall recover final judgment against said Contractor alone, said judgment shall be jointly satisfied by said City and Contractor in the proportions stated; or if such property owner shall recover final judgment against said City and said Contractor in different amounts in the same action (said judgment not being joint), the total of such judgment against both parties shall be jointly satisfied by said City and Contractor in the proportions stated.

"2. In the event any such judgment shall, through legal process or by mutual consent of said City and Contractor, be wholly satisfied by said City alone or by said Contractor alone, then the party who did not contribute to the satisfaction of such judgment shall promptly on demand pay its proportion, as stated above, of such judgment to the party who has wholly satisfied the judgment. Such demand may be made on said City by service on the City Attorney and on the Contractor by service on its attorneys of record.

"3. Said City and Contractor shall use their best efforts to settle any claims or actions for damage to property caused by or arising out of the construction of said public work for which damage there is or may be liability on the part of said City and Contractor, or either of them. In the event said City and Contractor mutually agree to settle any suit, claim or action, the amount necessary to effect such settlement shall be paid to such property owner by said City and Contractor in the proportions stated above.

"4. This agreement shall not include or apply to any liability established by default of either party or to any liability assumed or admitted by either party hereto without the written consent of the other party thereto, or its attorney.

"5. Each party hereto shall cooperate with the other to the fullest extent in the defense of any action referred to herein and brought against both or either of the parties hereto; each party hereto shall be represented by its own attorney in any such action; the expenses of procuring expert testimony and of making investigations mutually agreed upon by the attorneys for the parties hereto as being necessary to the proper defense of any such action shall be paid by each of said parties in the proportions above set forth; either costs and expenses accruing to said parties shall be borne by the party incurring the same.

"6. In consideration of this agreement and the payments to be made by said Contractor in event judgment or judgments may be recovered or settlements made as aforesaid, said City acknowledges full and complete satisfaction of any and all provisions of the contract, referred to above, and Invitation for Proposals, Proposals Submitted, Information for Bidders, and Plans and Specifications numbered 18,942 referred to and made a part of said contract, requiring said Contractor to defend, indemnify, save harmless said City from damages, costs or liability to property of others arising from Said Contractor's performance of said contract, work or operations; said City does further agree that this agreement shall supersede and take the place of the said provision of said contract, plans and specifications and does hereby release and discharge said Contractor from any and all such provisions of said contract, plans and specifications; and said City does hereby agree that it shall have no right to recover from said Contractor any payment said City may make or is required to make pursuant to the terms of this agreement.

"7. It is further agreed that the terms of this agreement shall not apply to any claims or actions against the said City for value of property taken for rights of way or easements for the construction of said public work.

"8. The parties hereto agree to employ some person satisfactory to the City and the Contractor for the purpose of negotiating the settlement of said claims and actions, the expense of said negotiations to be paid by each of the parties in the proportions set forth."

And said Fidelity and Deposit Company of Maryland having agreed as follows:

"Whereas, Fidelity and Deposit Company of Maryland executed its bond in favor of the City and County of San Francisco, dated August 21, 1936, in the principal sum of Two Hundred and Twenty-three Thousand Dollars (\$223,000.00), conditioned upon the faithful performance of the contract between the City and County of San Francisco and MacDonald & Kahn Co., Ltd., dated the 22nd day of August, 1936, providing for the construction of the Richmond Sewer Tunnel and Appurtenances; and

"Whereas, said City and County of San Francisco is willing to execute the foregoing agreement of settlement upon the condition that the Fidelity and Deposit Company of Maryland shall not be released of its obligations pursuant to the terms of said bond by reason of the execution of said agreement of settlement;

"Now, Therefore, in consideration of the execution of the foregoing agreement by the City and County of San Francisco the Fidelity and Deposit Company of Maryland does hereby consent and agree to the execution of said agreement and all the terms and conditions thereof, and does hereby covenant and agree that the execution of said agreement shall not in any manner be construed so as to relieve or release the Fidelity and Deposit Company of Maryland from any of its obligations or liabilities provided for in said bond.

"Dated: March 16, 1939."

Section 2. The Mayor is hereby directed to enter into said within agreement for an on behalf of the City and County of San Francisco. \$22,000 available.

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

#### Privilege of the Floor

Henry Heidelberg, Assistant City Attorney, was granted the privilege of the floor. He said that time was of the essence in the settlement of all claims for damages by reason of construction of the Richmond Sewer Tunnel and appurtenances; that the consent of the Board of Supervisors was necessary in the matter; and that blanket approval by the Board of all claims would hasten their settlement; also, that inasmuch as the city on the face of it was liable for its proportionate share of damages nothing was to be gained by delay.

#### Laid Over One Week

Whereupon, the foregoing matter was continued one week and made a special order of business for 4:30 P. M.

#### Passed for Second Reading

The following recommendations of the Streets Committee were taken up:

Ordering the Improvement of Graystone Terrace from Iron Alley Westerly, and of Iron Alley from Graystone Terrace to Corbett Avenue, by the Construction of a Sewer.

(Series of 1939)

Bill No. 268, Ordinance No. ...., as follows:

Ordering the Performance of Certain Street Work to Be Done in the City and County of San Francisco, Approving and Adopting Specifications Therefor, Describing and Approving the Assessment Dis-

trict, and Authorizing the Director of Public Works to Enter Into Contract for Doing the Same.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors June 29, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of Graystone Terrace from Iron Alley westerly and of Iron Alley from Graystone Terrace to Corbett Avenue, by the construction of a sewer and appurtenances, consisting of the following items:

Item No.	Item
1	8-inch vitrified clay pipe sewer, in place.
2	12-inch vitrified clay pipe sewer, in place.
3	12x6-inch vitrified clay pipe Y-branches, in place.
4	Brick manholes, complete.

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated and numbered respectively as:

- Block 2718, Lot 1;
- Block 2718A, Lots 1, 2, 3, 4, 5, 6, 7 and 8;
- Block 2719, Lots 16A, 17A, 18A, 19A, 20A, 21A, 22, 22A and 23;
- Block 2719B, Lots 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18, and
- Block 2745, Lot 31;

all being designated on the map and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above mentioned improvement.

*Passed for second reading by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**Appropriating \$60,827.44 Out of Surplus Existing in the Special Gas Tax Street Improvement Fund for the Widening of Third Street and Polk Street.**

(Series of 1939)

Bill No. 251, Ordinance No. ...., as follows:

Appropriating \$60,827.44 out of surplus existing in the Special Gas Tax Street Improvement Fund to the credit of the following Appropriations and for the purposes cited and in amounts indicated.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$60,827.44 is hereby appropriated and set aside out of the surplus existing in the Special Gas Tax Street Improvement Fund to the credit of the following appropriations and for the purposes cited:

Appropriation 977.931.00; Third St. between Mariposa-18th; widening present roadway 30 ft.....	\$45,000.00
Appropriation 977.976.00; Polk St. between McAllister-Turk; widening roadway 10 ft. by reducing sidewalks on easterly and westerly sides 5 ft. ....	15,827.44
	<hr/> \$60,827.44

Recommended by the Director, Department of Public Works.

Approved as to form by the City Attorney.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

*Passed for second reading* by the following vote:

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

The following matters were taken up:

**Accepting Deed to Sewer Easement 82 Feet 6 Inches West of Fifteenth Avenue, and from the Southerly Line of Quintara Street Southerly 40 Feet.**

(Series of 1939)

Resolution 460, as follows:

Resolved, in accordance with the recommendation of the Department of Public Works, that the City and County of San Francisco accept that certain deed from Henry Doelger Builder, Incorporated, dated the 29th day of June, 1939, granting to the City and County of San Francisco a 10-foot sewer easement 81 feet 6 inches west of Fifteenth Avenue, and from the southerly line of Quintara Street southerly 40 feet.

Approved as to form by the City Attorney.

*Adopted* by the following vote:

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**Authorizing Memorandum of Agreement re: First Quarter Cent Gasoline Tax Fund and Authorizing Chief Administrative Officer to Execute Same.**

(Series of 1939)

Resolution No. 461, as follows:

Authorizing memorandum of agreement re: first quarter cent gasoline tax fund and authorizing Chief Administrative Officer to execute same.

Resolved, That this Board of Supervisors does hereby approve a memorandum of agreement covering portions of the State Highway System upon which in the regular order moneys allocated by the State out of the quarter cent gas tax funds shall be expended during the biennium 1939-1941.

1. 19th Ave., Sloat Blvd. to Lincoln Way, Rights of Way.
2. 19th Ave., Pacheco to Taraval, Construction.
3. 19th Ave., Lawton to Pacheco, Construction.
4. Lombard St., Richardson to Van Ness, Surveys and Plans.
5. Lombard St., Richardson to Van Ness, Rights of Way.
6. Traffic Striping:
  - Route No. 2, Primary.
  - Route No. 68, Primary.
  - Route No. 56, Secondary.
  - Route No. 55, Secondary.
7. Maintenance—Minor Improvements:
  - Route No. 2, Primary.
  - Route No. 68, Primary.
  - Route No. 56, Secondary.
  - Route No. 55, Secondary.
8. Maintenance—Directional Signs:
  - Route No. 2 and 68, Primary.
  - Route No. 55 and 56, Secondary.
9. Maintenance—5th St. Plaza (By State).
10. Maintenance—Skyline Blvd. (By State).

It is further resolved that the Chief Administrative Officer be and he is hereby authorized and requested to execute the foregoing memorandum of agreement for and on behalf of the City and County of San Francisco and transmit to the District Engineer of the State Department of Public Works.

Recommended by the Director of the Department of Public Works.

Approved as to form by the City Attorney.

*Adopted* by the following vote:

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

### Final Passage

The following emergency ordinance was taken up:

#### Authorizing and Empowering the Director of Public Works to Temporarily Close Appleton Avenue Between Patton Street and Holly Park Circle.

(Series of 1939)

Bill No. 273, Ordinance No. ...., as follows:

Authorizing and empowering the Director of Public Works to temporarily close Appleton Avenue between Patton Street and Holly Park Circle for the erection thereon of a temporary fire house to be used by the San Francisco Fire Department and to erect the necessary fences and barricades across the said streets, and declaring this to be an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Director of Public Works is hereby authorized and empowered to temporarily close (for an approximate period of ten months) Appleton Avenue between Patton Street and Holly Park Circle, to the end that a certain fire house now upon property belonging to the Housing Authority of the City and County of San Francisco, can be moved from said property and located on said portion of Appleton Avenue and used by said Fire Department.

Section 2. The Director of Public Works is further authorized and directed to permit said fire house to remain on said portion of said streets for the time above mentioned and to erect the necessary

fences, gates and barricades, to the end that said fire house may be used by the San Francisco Fire Department.

Section 3. This ordinance is passed as an emergency ordinance and the Board of Supervisors does by the vote by which it has passed the same, declare that an actual emergency exists which necessitates this ordinance becoming effective forthwith, the nature of said emergency being as follows, to-wit:

At the present time the above-mentioned fire house is situated on property belonging to the said Housing Authority of the City and County of San Francisco, and the said Housing Authority is about to use the said property for the purposes for which said property was acquired, and has directed the Fire Department to remove said fire house from said property and for the uninterrupted operation of the said Fire Department it is necessary that said fire house be located at once on said Appleton Avenue.

*Finally passed by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

The following matter was taken up:

**Repealing Section 100, Chapter XI, Part II, San Francisco Municipal Code, Relating to Early Morning Parking.**

(Series of 1939)

Bill No. 247, Ordinance No. ...., as follows:

An ordinance repealing Section 100, Chapter XI, Part II, San Francisco Municipal Code, Relating to Early Morning Parking.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 100, Chapter XI, Part II, San Francisco Municipal Code, relating to early morning parking, is hereby repealed.

July 19, 1939—Streets Committee *recommends the foregoing ordinance do not pass.*

July 24, 1939—*Re-referred to Streets Committee.*

August 2, 1939—*Re-referred to Board with recommendation "do not pass."*

#### **Refused Passage**

The foregoing bill and ordinance, referred to Board with recommendation "Do Not Pass," was *refused passage* by the following vote:

Noes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

#### **Adopted**

The following matters were taken up:

**Requesting Federal and State Authorities to Consider Realignment of Big Oak Flat Highway Into Yosemite Valley.**

(Series of 1939)

Resolution No. 462, as follows:

Whereas, There is a need for increased recreational facilities for the benefit of the public in an area lying north of the Yosemite Valley, which area is of natural scenic beauty, and which would provide a new setting for vacationists seeking recreation in this section of the State; and



Whereas, The need for improved highway facilities into this scenic area over the Big Oak Flat Highway calls for realignment of said route, which has been condemned for standard travel by the Engineers of the Highway Commission of the State of California; now, therefore, be it

Resolved, That the Federal, State and County road departments with jurisdiction over roadways to and from the above mentioned recreational area, be requested to take steps to determine the proper economic routing for realignment on modern standards of construction to open the above mentioned area for greater public use, and particularly benefiting the counties of Northern California and the Bay area. It is suggested that the committee of Federal and State officials, which has been formed to study the Big Oak Flat Highway entrance to the Yosemite Valley give consideration to a proposal which provides for the construction of a highway from the vicinity of the Cliff House on the present route 120, along the North slope of the South Fork of the Tuolumne River to a point of connection with the proposed Sierra Way between Crane Flat and Mather, providing access to the Yosemite Valley and connection with the Tioga Road, Mather and the O'Shaughnessy Dam.

*Adopted by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

### Adopted

The following recommendations of Public Buildings, Lands and City Planning Committee were taken up:

**Set-back lines westerly side of 20th Avenue, Lawton Street to 100 feet southerly therefrom.**

(Series of 1939)

Resolution No. 463, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2025, dated August 3, 1939, reading as follows:

Resolved, That subject to the approval of the Board of Supervisors in accordance with Section 117 of the charter, the following building set-back lines be, and the same are hereby approved, and established:

Along the westerly side of 20th Avenue, commencing at Lawton Street and running thence southerly 100 feet, set-back line to be 5 feet, thence southerly 50 feet, set-back line to be 9 feet; thence southerly 100 feet, set-back line to be 6 feet; thence southerly 150 feet, set-back line to be 9 feet; thence southerly 25 feet, set-back line to be 6 feet; thence southerly 75 feet, set-back line to be 3 feet, is hereby approved.

*Adopted by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

The following recommendation of the Public Utilities Committee was taken up:

**Application of the Market Street Railway Company for Permission to Supplement Present Street Car Service with Bus Service on Lines Nos. 10, 25, 27, 35 and 36.**

To the Honorable the Board of Supervisors of the City and County of San Francisco.

Market Street Railway Company, under and by virtue of an operating permit granted by the City and County of San Francisco and dated February 9th, 1931, is operating a street railway in the City and County of San Francisco, State of California.

That Market Street Railway Company, in conjunction with and as supplemental to said operating permit, desires to operate bus lines over and along the routes hereinafter described and set forth, it being the purpose and intent of the Company to operate its street cars over said routes during what is known as the morning and afternoon rush periods; that said bus lines will be operated subject to all the terms and conditions of said operating permit dated February 9th, 1931, except as herein stated, and such operation shall be without prejudice to any of the other rights now owned or held by the Market Street Railway Company under said operating permit.

That the said operation of street cars and bus lines will give to the residents residing along the routes hereinafter set forth a better and more convenient service, and public service will be improved.

Said permit, or any of the privileges thereby granted or exercised thereunder, shall not, in any proceeding instituted by the City and County of San Francisco to acquire the system of said Market Street Railway Company, be deemed an asset or thing of value.

In the operation of said buses the Company will comply with all state and municipal rules, laws and regulations relating to the operation of said buses.

Transfers will be issued to the street railway lines of Market Street Railway Company under the rules and regulations of said Company.

That the said permit shall not be assigned or transferred without the consent of the Board of Supervisors, and, before the same shall become effective, the Market Street Railway Company shall file with the Board of Supervisors a written acceptance of said permit in which it shall agree to accept said permit, subject to all the conditions herein contained.

Attached hereto is a proposed form of resolution, to be adopted by your Honorable Board, granting Market Street Railway Company the permission herein requested.

The following is a description of the routes along and over which Market Street Railway Company desires to operate said buses as aforesaid:

No. 10 Line—

From Genessee Street and Monterey Boulevard over Monterey Boulevard to Diamond Street, to Chenery Street, to Thirtieth Street, to San Jose Avenue, to Guerrero Street, to Fourteenth Street, to Mission Street, to the Embarcadero, to the Ferry Building, returning via same route.

No. 25 Line—

From Wilde Avenue and Third Street, over San Bruno Avenue to Bay Shore Boulevard, to Army Street, to Bryant Street, to Sixth Street, to Market Street, to Fifth Street, to Mission Street, returning via same route.

No. 27 Line—

From Twenty-sixth Street and Mission Street, over Twenty-sixth Street to Bryant Street, to Fourth Street, to Townsend Street, to Third Street, to Bryant Street, to Second Street, to Market Street, to First Street, to Mission Street, to Second Street, returning via same route.

Buses will be looped at Twenty-sixth and Mission Streets as follows:

From Twenty-sixth Street to Mission Street, to Twenty-fifth Street, to Capp Street, to Twenty-sixth Street.

This route is different from that now followed by the No. 27 Line on account of the loops on either ends of the line, and on account of the extension to the Southern Pacific Depot at Third and Townsend Streets.

The buses only will traverse the above described route. The street cars will traverse the route as follows:

From Twenty-sixth Street and Mission Street, over Twenty-sixth Street to Bryant Street, to Second Street, to Market Street.  
No. 35 Line—

From Twenty-fourth Street and Rhode Island Street, along Twenty-fourth Street to Guerrero Street. The loops to be followed at either ends of the line are as follows:

Rhode Island Street to Twenty-fifth Street, to Kansas Street, to Twenty-fourth Street. The other end is Twenty-fourth and Guerrero Street, to Elizabeth Street, to San Jose Avenue, to Twenty-fourth Street.

No. 36 Line—

From San Bruno Avenue to Army Street, along Army Street to Precita Avenue, to Folsom Street, to Steuart Street, to Howard Street, to the Embarcadero, to Ferry Building, returning via same route.

Dated: San Francisco, California, June 26, 1939.

MARKET STREET RAILWAY COMPANY,

By Samuel A. Kahn,

President.

*NOTE: The foregoing application is referred to the Board without recommendation and with the request that its consideration be made a special order of business for Monday, August 14th, at 2:30 p. m., by the Board sitting as a Committee of the Whole.*

*Several important questions, legal and otherwise, have arisen in connection with the foregoing application and it is thought prudent, in order to obviate delay, that the procedure herein suggested be followed.*

*The Public Utilities Committee will, in the interim, endeavor to have the City Attorney prepare legal provisions for each of the conditions which were suggested for inclusion in the proposed permit, so that the Board may have them before it at the time of consideration of the application on Monday next.*

#### Laid Over One Week

After discussion was had of the foregoing application, the matter was laid over one week and made a special order of business for 2:30 P. M.

#### Adopted

The following recommendations of His Honor the Mayor were taken up:

#### Leave of Absence—Miss Ruth Turner, Member Welfare Commission.

(Series of 1939)

Resolution No. 464, as follows:

Resolved, That in accordance with the recommendation of His Honor the Mayor, Miss Ruth Turner, a member of the Welfare Commission, is hereby granted a leave of absence for a period of fifteen days commencing August 5, 1939, with permission to leave the State.

Adopted by the following vote:

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**Leave of Absence—Hon. Warren Shannon, Member of Board of Supervisors.**

(Series of 1939)

Also Resolution No. 465, as follows:

Resolved, That in accordance with the recommendation of his Honor the Mayor, Honorable Warren Shannon, member of the Board of Supervisors, is hereby granted a leave of absence for a period of fifteen days, commencing August 10th, 1939, with permission to leave the State.

*Adopted by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.**

**Amending Section 6 of Ordinance No. 121 (Series of 1939) by Extending Time Dependent Non-residents May Receive Relief to February 15, 1940.**

(Series of 1939)

Bill No.            Ordinance No. ...., as follows:

Supervisor Brown presented:

Amending Sections 5 and 6 of Ordinance No. 121, enacted by the Board of Supervisors on the 17th day of April, 1939, and approved by the Mayor on the 19th day of April, 1939, which said ordinance is entitled as follows: "Providing for and regulating the granting of relief to non-resident indigents."

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 5 of Ordinance No. 121, Series of 1939, and entitled as above is hereby amended to read as follows:

"Section 5. The Director of Public Welfare may, without the consent of the Public Welfare Commission, grant emergency relief to dependent non-residents as in this ordinance provided for a period of not exceeding **twenty (20)** days when it is not practicable for the Public Welfare Commission to determine the absolute necessity for said relief; provided that the Director of Public Welfare shall make a report to the Public Welfare Commission at its meeting following the granting of said relief, of any relief so granted, and no further relief shall be granted to said non-resident, without the approval of the Commission."

Section 2. Section 6, of Ordinance No. 121, Series of 1939, is hereby amended to read as follows:

"Section 6. Any dependent non-resident who was, on the 15th day of March, 1939, receiving emergency relief through the Board of Supervisors of the City and County of San Francisco or through the Public Welfare Commission thereof, may, if the conditions on which the allowance of said relief was made have not changed, continue to receive said relief through the agency of the Public Welfare Commission until the **15th day of February, 1940**, and the Board of Supervisors does hereby declare that said persons, as long as the conditions on which the granting of said relief were based have not changed, are entitled to emergency relief pursuant to the provisions of Section 2501 of the Welfare and Institutions Code, to and until the **15th day of February, 1940.**"

### Discussion

Supervisor Brown stated he had been requested to present the foregoing ordinance by the Public Welfare Department, which department had asked immediate enactment.

### Reference to Public Welfare Committee

Whereupon, the matter was referred to the Public Welfare Committee.

### Action to Rescind Refused

Supervisor McSheehy therefore expressed himself as being against the reference of the ordinance on the grounds that one, Mrs. Violet M. Lee, 3061 Fillmore Street, desired to be heard, and that until she had been heard as to her own particular case he was against reference of the foregoing matter to committee. He further stated he wished his vote so recorded.

He thereupon presented a communication from the Workers' Alliance calling attention to the case of Violet Lee and her five children which alleged that this family were starving as a result of the operation of the ordinance No. 123 in its present form affecting non-residents.

### Privilege of the Floor

Supervisor McSheehy moved the privilege of the floor to Mrs. Violet M. Lee, 3061 Fillmore Street, who stated that since June 20 she had received no aid from the relief agency as she had not been able to maintain herself for three consecutive years. She stated she had five children, the oldest one being a boy of eighteen, another boy of fifteen who is a cripple for life, another boy of fourteen, a girl of eleven, and another boy aged two years. She is divorced from her husband and has lived apart from him since June, 1928.

Supervisor McSheehy then moved the privilege of the floor to Mrs. A. M. Croxon, 2190 Bay Street, who verified the statement made by Mrs. Lee.

### Passed for Second Reading

Whereupon, the ordinance proposed by Supervisor Brown and referred to the Welfare Committee was taken up in part in order to afford immediate relief and passed for second reading by the following vote: to wit:

### Amending Section 5 of Ordinance No. 121 (Series of 1939), relating to period dependent non-residents may receive relief. (Series of 1939)

Supervisor Brown presented Bill No. 269, Ordinance No. ...., as follows:

Amending Section 5 of Ordinance No. 121 (Series of 1939) entitled, "Providing for the granting of emergency relief to dependent non-residents of the City and County of San Francisco, defining certain terms used in this Ordinance, determining the amount and character of relief which may be granted to dependent non-residents and authorizing the Public Welfare Commission to administer said relief and to make rules and regulations regarding the granting of said relief and to incur, on behalf of the City and County of San Francisco, the cost of transporting non-resident indigents to another county or state."

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 5 of Ordinance No. 121 (Series of 1939), the title of which is recited above, is hereby amended to read as follows:



Section 5. The Director of Public Welfare may, without the consent of the Public Welfare Commission, grant emergency relief to dependent non-residents as in this ordinance provided for a period of not exceeding **twenty (20)** days when it is not practicable for the Public Welfare Commission to determine the absolute necessity for said relief; provided that the Director of Public Welfare shall make a report to the Public Welfare Commission at its meeting following the granting of said relief, of any relief so granted, and no further relief shall be granted to said non-resident, without the approval of the Commission.

#### Motion

Supervisor Roncovieri moved that copy of letter accompanying the foregoing ordinance be sent to the San Francisco Public Welfare Commission, the Community Chest, to get their views on this particular matter, and further, that they be invited to meeting of the Public Welfare Committee Friday, August 11, 1939, at 11 A. M.

#### Referred

Thereupon the balance of the ordinance as follows was referred to the Public Welfare Committee and fixed for hearing Friday, Aug. 11, 1939, at 11 A. M. Clerk to notify Community Chest and Public Welfare Commission.

#### Amending Section 6 of Ordinance No. 45 (Series of 1939) (Series of 1939)

Bill No. ...., Ordinance No. ...., as follows:

Amending Section 6 of Ordinance No. 121, (Series of 1939) entitled, "Providing for the granting of emergency relief to dependent non-residents of the City and County of San Francisco, defining certain terms used in this ordinance, determining the amount and character of relief which may be granted to dependent non-residents and authorizing the Public Welfare Commission to administer said relief and to make rules and regulations regarding the granting of said relief and to incur, on behalf of the City and County of San Francisco, the cost of transporting non-resident indigents to another county or state."

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 6 of Ordinance No. 121, (Series of 1939), the title of which is recited above, is hereby amended to read as follows:

Section 6. Any dependent non-resident who was, on the 15th day of March, 1939, receiving emergency relief through the Board of Supervisors of the City and County of San Francisco or through the Public Welfare Commission thereof, may, if the conditions on which the allowance of said relief was made have not changed, continue to receive said relief through the agency of the Public Welfare Commission until the **15th day of February, 1940**, and the Board of Supervisors does hereby declare that said persons, as long as the conditions on which the granting of said relief were based have not changed, are entitled to emergency relief pursuant to the provisions of Section 2501 of the Welfare and Institutions Code, to and until the **15th day of February, 1940**.

Mr. President and Gentlemen of the Board:

Might I respectfully ask your kind indulgence and direct your attention to a question of great moment, vitally affecting the future destiny of our great city.

A question to which I have of late given much thought and consideration, and which I am about to offer to this honorable Board for



its study, deliberation and adoption, lest it be said that our board has failed to act and shirked its responsibility.

The fundamental basis on which the welfare and prosperity of a community rests is a peaceful and harmonious relationship between capital and labor.

Whenever there are prolonged or frequently recurring disruptions of harmony, then a sense of insecurity and lack of confidence pervades a community, with the result that basic industries cannot prosper and grow. This in turn leads to business stagnation and lessened opportunities for the employment of labor.

Owing to the fact that any deviation from normal business and labor relationships vitally and fundamentally affects every citizen whatever his vocation might be, the maintenance of industrial peace in every large community should be the responsibility of the Municipal Government.

Granted that the welfare of all of the people of San Francisco is the direct concern of the city government, representing as it does, labor, capital and the citizens at large, it is the duty of the city administration to recognize its responsibility and do its share to bring about the maintenance of industrial peace.

Without question the future prosperity of every citizen of San Francisco is based upon industrial peace. Labor wants it, capital wants it, San Franciscans at large want it. All groups are anxiously and sincerely striving and searching for ways and means of avoiding misunderstandings, lockouts and strikes. An atmosphere of suspense and uncertainty surrounds us. We must do our part to bolster the morale of our citizens. All groups are looking for a common ground on which to meet, deliberate and act.

Today the eyes of the world are focused upon San Francisco with great questioning. The country is wondering how San Francisco is going to handle the problem. The investing capital of the United States is watching San Francisco. We are fully aware of the fact that large sums of money which should be spent here for industrial development and expansion are frozen and inactive.

Any city that can present the great opportunities for investment in industry that San Francisco presents, with her incomparable harbor and accessibility to all parts of the world should give heed to the call for industrial tranquility. The possibilities for her development are unlimited if we can but present to the world a picture of **permanent industrial peace.**

Without industrial peace based upon fair returns on the investment of capital and equitable working conditions for labor, San Francisco cannot look forward to an era of growth and prosperity to which she is rightfully entitled.

Every member of a labor union in San Francisco has a right to expect and to receive a reasonable profit over and above the necessities of life for himself and his family. Every member of a labor union in San Francisco wants industrial peace, **providing** that peace gives him economic security and proper working conditions.

Every industry in San Francisco has a right to expect and to receive a reasonable profit after costs of operation are paid. The security of every industry depends on industrial peace. These common desires of capital and labor are entirely compatible.

In order to maintain industrial peace I am desirous of seeing established in San Francisco, a **Labor Peace Board** before whom either labor or industry can voluntarily and with confidence present their grievances. This Labor Peace Board shall be equally representative of labor, capital and the citizens at large, and if fairly constituted will give satisfaction to labor and capital alike, with resulting good to the entire community.

An awakened and enlightened public can bring San Francisco back to her position of industrial supremacy. Through just mediation by the Labor Peace Board, labor and capital can again establish confidence and security. To labor the security and safety of its payrolls, to capital the security and safety of its investment.

Industrial peace with its resulting establishment of confidence will be the turning point in the history of this great city. The common welfare of all our people is involved.

**Confidence** is the watchword of our future commercial development.

**Confidence** in San Francisco by her own people must be re-established.

**Confidence** in San Francisco by the counties of California must be re-established.

Confidence can be established by the presentation to the world of a city of industrial peace, wherein capital may safely be invested and equitable working conditions offered to the laborer.

There is now no local official body which can assist and help maintain peaceful relationships. The establishment of a Labor Peace Board to handle local labor relations with equal representation of labor, capital and citizens at large, will place in the hands of our city the necessary machinery to maintain industrial tranquility and thus enable our city to rise to new heights of business and commercial development for the benefit and prosperity of all.

#### **"Let Us Have Peace"**

Therefore, I present at this time the following resolution to this Honorable Board:

DR. ADOLPH E. SCHMIDT.

#### **Referred to Public Welfare Committee**

The following matters were read and presented by Supervisor Schmidt.

#### **Mayor Requested to Appoint Labor Peace Board**

(Series of 1939)

Resolution No....., as follows:

Whereas, There exists in the City and County of San Francisco an atmosphere of anxiety and uncertainty concerning the possibility of renewed industrial strife and misunderstanding between the interested parties of our local waterfront shipping industry; and

Whereas, Such a state of uncertainty with its resulting loss of confidence cannot help but react adversely to the welfare of both labor and capital; and

Whereas, The future industrial growth and development of our city as well as the prosperity of all its citizens is primarily dependent on industrial peace based on collective bargaining; and

Whereas, It is always desirable and easier to dispassionately consider industrial differences before any open break has occurred; and

Whereas, No local appellate board exists before whom both sides to an industrial controversy can voluntarily and with a feeling of confidence appeal; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco create an official Labor Peace Board, before whom both labor and capital can present their grievances for a fair and impartial hearing and consideration; and be it

Further Resolved, That the Labor Peace Board shall consist of five representatives of labor, five representatives of capital and five citizens representing the general public, all of whom shall serve without pay for a period of two years; and be it

Further Resolved, That His Honor the Mayor shall appoint the fifteen members of the Labor Peace Board, five each from panel lists submitted by the representatives of labor and by the Employers Association of San Francisco and five additional members representing the general public as follows: (1) A member of the Catholic Clergy; (2) A member of the Protestant Clergy; (3) A Jewish Rabbi; (4) A local Federal Judge; (5) The President of one of the representative civic organizations of San Francisco; and be it

Further Resolved, That the Labor Peace Board be supplied with the services of a clerk-stenographer and that sufficient funds for this service and incidental expenses be provided.

*Referred to Public Welfare Committee.*

### **Purchase of Gas House Cove at Marina With P. G. & E. Franchise Payment**

(Series of 1939)

Supervisor Uhl presented Resolution No....., as follows:

Whereas, This Board of Supervisors has committed itself to the purchase of lands lying between Webster on the west, Laguna on the east and Beach on the north; one particular parcel in this area is owned by the Pacific Gas & Electric Company, commonly known as Gas Cove, and

Whereas, There was placed in the 1939-40 Budget the sum of \$20,000 to be applied on the purchase of the Gas Cove land owned by the Pacific Gas & Electric Company by the City and County of San Francisco, and

Whereas, The Pacific Gas & Electric Company is indebted to the City and County of San Francisco in the sum of \$400,000 covering the amount in arrears for franchise tax on gas and electricity for other than lighting, and

Whereas, To purchase the said property on the installment plan would involve a heavy interest charge, and

Whereas, It has been agreed that \$400,000 shall be the price the City and County of San Francisco pays the Pacific Gas & Electric Company for the Gas Cove, and

Whereas, Inasmuch as the City and County of San Francisco desires to purchase the holdings of the Pacific Gas & Electric Company, known as Gas Cove, it would be advisable to deduct from the \$400,000 the appraised price of the Gas Cove holdings of the Pacific Gas & Electric Company, and the balance of the \$400,000 paid in cash; therefore, be it

Resolved, That the value of the Gas Cove property of the Pacific Gas & Electric Company be immediately ascertained; that the amount of said appraisal be deducted from the \$400,000; said Gas Cove property be deeded to the City and County free of encumbrances, and the balance of the \$400,000 paid in cash to the City and County of San Francisco.

*Referred to Finance Committee.*

### **Reduction of Dance Hall License**

Supervisor McGowan presented communication from California Club of California, 1750 Clay Street, by Mrs. Walter Scott Gray, its Corre-

sponding Secretary, requesting reclassification or reduction in fees pertaining to dance hall licenses.

*Referred to Finance Committee.*

#### **Tow Car Ordinance**

Supervisor McGowan presented communication from City and County of San Francisco Grand Jury, by E. J. Mitchell, its Secretary, reporting no findings in connection with the tow car situation other than those set forth in the indictments.

*Referred to Fire, Safety and Police Committee.*

#### **Widening of Kingston Street**

Supervisor Ratto presented petition from property owners on Kingston Street with respect to widening between Mission and Coleridge Streets.

*Referred to Engineering Department with request that they report thereon by August 23rd.*

#### **Amendment to Building Law**

From Supervisor Ratto, communication from Associated Home Builders of San Francisco, Inc., by Milton W. Morris, its Executive Secretary, enclosing proposed amendment to Part 3, Section 6 of the Building Law.

*Referred to Judiciary Committee.*

#### **Closing of Dickinson Street Between San Bruno Avenue and Alemany Boulevard**

Supervisor Ratto presented communication from Doidge-Loren Paint Company requesting that Dickinson Street between San Bruno Avenue and Alemany Blvd. be closed.

*Referred to Director of Property for investigation.*

#### **Underground District, Filbert Street Between Stockton and Powell Streets**

Supervisor Ratto presented communication from North Beach Boosters' Association, Inc., by John A. Sullivan, its Secretary, requesting that Filbert Street between Stockton and Powell Streets be declared an underground district.

*Referred to Streets Committee.*

#### **"Supervisors' Day," California State Fair**

Supervisor Ratto presented communication from R. E. Muckler, Secretary, Manager of the California State Fair and Exposition at Sacramento, calling attention to the fact that Friday, September 9, had been designated as "Supervisors' Day" at the California State Fair and inviting the members of the Board to be present.

*Read by Clerk and ordered filed.*

#### **Establishment by City of a Work Program for Persons Receiving Relief from the SRA**

Supervisor Brown presented communication from Edwin James Cooley, Director, San Francisco County, California State Relief Administration, requesting establishment by the City of San Francisco of a work program for persons receiving relief from the State Relief Administration.

*Referred to Public Welfare Committee, copies of letter to be sent to members of the Board.*

**San Francisco Harbor Control**

Supervisor Brown presented final report to the Board of Supervisors Advisory Committee on State Legislation of the City and County of San Francisco, by John G. Lee, and William J. Losh, Public Relations Counsel, requesting that consideration of the matter be given by the committee recently appointed to promote better feeling between the City and County of San Francisco and neighboring counties.

So ordered.

**Adjournment**

There being no further business, the Board, at the hour of 6:30 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors, August 14, 1939.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,  
City and County of San Francisco.





Vol. 34

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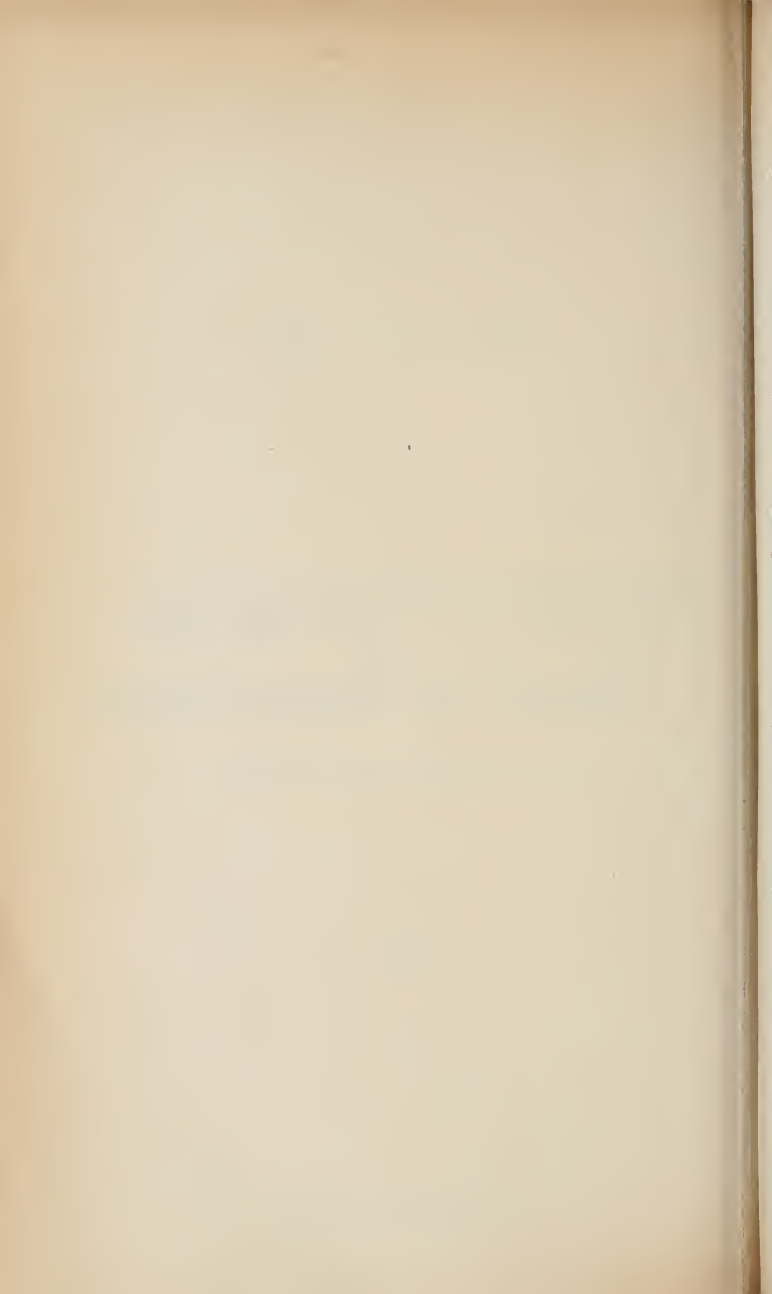
Monday, August 14, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco



Franklin Typesetting Corporation  
447 Sansome Street, S. F.



# JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

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MONDAY, AUGUST 14, 1939, 2 P. M.

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In Board of Supervisors, San Francisco, Monday, August 14, 1939,  
2 P. M.

The Board of Supervisors met in regular session.

## CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Quorum present.

Supervisor Ratto presiding, on motion by Supervisor Mead.

Supervisor Brown was noted present at 2:15 P. M.

## APPROVAL OF JOURNAL

The Journal of Proceedings of the meeting of August 7, 1939, was considered read and approved.

## SPECIAL ORDER—2:30 P. M.

### Consideration Postponed

Supervisor Uhl's Motion to Repeal the Parking Meter Ordinance.

Supervisor Uhl's motion to repeal the Parking Meter Ordinance was considered by the Streets Committee on Wednesday, June 28th, and is referred back to the Board with the recommendation that the Ordinance be not repealed.

*July 5, 1939—Consideration postponed to July 10, 1939, at 2:30 P. M.*

*July 10, 1939—Consideration postponed to July 17, 1939, at 2:30 P. M.*

*July 17, 1939—Consideration postponed to Aug. 7, 1939, at 2:30 P. M.*

*Aug. 7, 1939—Inadvertently omitted from Calendar and restored to clear the Record.*

*On motion by Supervisor Uhl, consideration postponed to Sept. 11, 1939, at 2:30 P. M.*

## SPECIAL ORDER—2:30 P. M.

The following matter presented by the Public Utilities Committee, without recommendation, was taken up:

**Application of the Market Street Railway Company for Permission to Supplement Present Street Car Service with Bus Service on Lines Nos. 10, 25, 27, 35 and 36.**

To the Honorable the Board of Supervisors of the City and County of San Francisco.

Market Street Railway Company, under and by virtue of an operating permit granted by the City and County of San Francisco and dated February 9th, 1931, is operating a street railway in the City and County of San Francisco, State of California.

That Market Street Railway Company, in conjunction with and as supplemental to said operating permit, desires to operate bus lines over and along the routes hereinafter described and set forth, it being the purpose and intent of the Company to operate its street cars over said routes during what is known as the morning and afternoon rush periods; that said bus lines will be operated subject to all the terms and conditions of said operating permit dated February 9th, 1931, except as herein stated, and such operation shall be without prejudice to any of the other rights now owned or held by the Market Street Railway Company under said operating permit.

That the said operation of street cars and bus lines will give to the residents residing along the routes hereinafter set forth a better and more convenient service, and public service will be improved.

Said permit, or any of the privileges thereby granted or exercised thereunder, shall not, in any proceeding instituted by the City and County of San Francisco to acquire the system of said Market Street Railway Company, be deemed an asset or thing of value.

In the operation of said buses the Company will comply with all state and municipal rules, laws and regulations relating to the operation of said buses.

Transfers will be issued to the street railway lines of Market Street Railway Company under the rules and regulations of said Company.

That the said permit shall not be assigned or transferred without the consent of the Board of Supervisors, and, before the same shall become effective, the Market Street Railway Company shall file with the Board of Supervisors a written acceptance of said permit in which it shall agree to accept said permit, subject to all the conditions herein contained.

Attached hereto is a proposed form of resolution, to be adopted by your Honorable Board, granting Market Street Railway Company the permission herein requested.

The following is a description of the routes along and over which Market Street Railway Company desires to operate said buses as aforesaid:

**No. 10 Line—**

From Genessee Street and Monterey Boulevard over Monterey Boulevard to Diamond Street, to Chenery Street, to Thirtieth Street, to San Jose Avenue, to Guerrero Street, to Fourteenth Street, to Mission Street, to the Embarcadero, to the Ferry Building, returning via same route.

**No. 25 Line—**

From Wilde Avenue and Third Street, over San Bruno Avenue to Bay Shore Boulevard, to Army Street, to Bryant Street, to Sixth Street, to Market Street, to Fifth Street, to Mission Street, returning via same route.

**No. 27 Line—**

From Twenty-sixth Street and Mission Street, over Twenty-sixth Street to Bryant Street, to Fourth Street, to Townsend Street, to Third Street, to Bryant Street, to Second Street, to

Market Street, to First Street, to Mission Street, to Second Street, returning via same route.

Buses will be looped at Twenty-sixth and Mission Streets as follows:

From Twenty-sixth Street to Mission Street, to Twenty-fifth Street, to Capp Street, to Twenty-sixth Street.

This route is different from that now followed by the No. 27 Line on account of the loops on either ends of the line, and on account of the extension to the Southern Pacific Depot at Third and Townsend Streets.

The buses only will traverse the above described route. The street cars will traverse the route as follows:

From Twenty-sixth Street and Mission Street, over Twenty-sixth Street to Bryant Street, to Second Street, to Market Street.  
No. 35 Line—

From Twenty-fourth Street and Rhode Island Street, along Twenty-fourth Street to Guerrero Street. The loops to be followed at either ends of the line are as follows:

Rhode Island Street to Twenty-fifth Street, to Kansas Street, to Twenty-fourth Street. The other end is Twenty-fourth and Guerrero Street, to Elizabeth Street, to San Jose Avenue, to Twenty-fourth Street.

No. 36 Line—

From San Bruno Avenue to Army Street, along Army Street to Precita Avenue, to Folsom Street, to Steuart Street, to Howard Street, to the Embarcadero, to Ferry Building, returning via same route.

Dated: San Francisco, California, June 26, 1939.

MARKET STREET RAILWAY COMPANY,

By Samuel A. Kahn,

President.

*NOTE: The foregoing application is referred to the Board without recommendation and with the request that its consideration be made a special order of business for Monday, August 14th, at 2:30 p. m., by the Board sitting as a Committee of the Whole.*

*Several important questions, legal and otherwise, have arisen in connection with the foregoing application and it is thought prudent, in order to obviate delay, that the procedure herein suggested be followed.*

*The Public Utilities Committee will, in the interim, endeavor to have the City Attorney prepare legal provisions for each of the conditions which were suggested for inclusion in the proposed permit, so that the Board may have them before it at the time of consideration of the application on Monday next.*

#### Discussion.

Supervisor Meyer, Chairman of the Public Utilities Committee, provisions having been prepared for the inclusion of certain provisions in the requested permits, the Committee was ready to recommend the granting of the application of the Market Street Railway Company.

Whereupon, Supervisor McSheehy presented the following, which was read by the Clerk:

#### Memoranda for Supervisors McSheehy and Meyer in Re Application for Bus Permits by Market Street Railway Company.

No. 1—No loops should be permitted into Market Street as indicated upon the application of the Company. This is in accordance with the recommendation of Mr. E. G. Cahill, Manager of Utilities. If buses are permitted to loop in and out of Market Street at either First,

Second, Fifth or Sixth Streets, that such a course will seriously hinder Market Street traffic, which, at the moment, is already overburdened, and therefore recommend that buses approaching Market Street loop from Mission Street into Howard Street and thereby relieve Market Street traffic congestion at both First and Second Streets and at Fifth and Sixth Streets.

No. 2—Irrespective of franchise provisions under which the Market Street Railway Company is operating its cars over the respective routes affected by the bus permits applied for, a definite headway for buses should be provided. This headway should be not less than fifteen minutes during off peak hours, and a study should be made as to the necessary headway to afford service during peak hours. I believe that study should be given to Sections 17 and 18 of Chapter IX, Part III of the Municipal Code, to the end that a proper headway in bus service should be maintained, and that the Board of Supervisors in the granting of any application for bus service should reserve the right to regulate bus or car headway in the future.

No. 3—All permits should contain the provision that all income from said buses shall be considered in the determination of the amount of tax to be paid by the company in so far as any franchise tax is to be paid upon income.

No. 4—No value should be given at any time to the permit to operate buses, and should the City at any time take over the properties of the Company, it should be optional with the City to evaluate the buses as a part of the operative properties or to exclude them from the operative properties of the Company; likewise the street cars supplanted by buses may at the option of the City be excluded as operative properties.

No. 5—Whenever, in the judgment of the Board of Supervisors, service to the public can be maintained during peak and off-peak hours without rails and street cars, the Company should remove street car tracks and repave the street affected by the removal.

No. 6—While the Castro Street cable line is not directly affected by the pending bus applications, nevertheless, as a condition precedent to the granting of the asked for permits, the Company should agree to an improved service on Castro Street from Eighteenth Street southward to the end of its cable terminus. While the Eighteenth Street termini of the cable road is at this time at 18th and Castro Streets, I would strongly recommend a careful study as to whether transfer arrangements could not be entered into between the Municipal Railway and the Market Street Railway Company which will accommodate the patrons of the Castro Street cable lines. Should the Board set a headway on the Castro Street line, a reservation should be made for the right to change it in the future.

#### Committee of the Whole

On motion by Supervisor McSheehy, seconded by Supervisor Uhl, the Board resolved itself into a Committee of the Whole, Supervisor Ratto presiding as chairman.

#### Communications

Communications were received and read by the Clerk, as follows:

From the Eureka District Street Car Transportation Committee, H. F. Stolz, Chairman, urging the granting of the application for bus permits, but with provisions precedent to the granting thereof to cover the headway of, and the hours during which the Market Street Railway Company shall be required to operate its cars on the Castro cable line, also, an agreement for interchange of transfers by the Company and the Municipal Railway between the Castro Cable line and the Municipal cars operating on Market Street.



From the Central Mission Improvement Association, Inc., urging the granting of the applications for bus permits, provided that the railway company be required to operate a bus on 24th Street between Rhode Island and Guerrero Streets during the day and night, and that the present route of the No. 35 Line be changed so as to run from the ferry out Howard Street and South Van Ness Avenue to 26th Street, and thence to 26th and Mission Streets; and provided further that suitable headways be specified on proposed bus lines.

From the Negro Chamber of Commerce of San Francisco, A. E. Brown, Secretary, urging the granting the applications of the Market Street Railway Company for bus permits.

### Discussion

Mr. L. V. Newton, representing the Market Street Railway Company, on being granted the privilege of the floor, commented on the various recommended provisions to be incorporated in legislation approving the company's application for bus permits, as follows:

1. Company suggested that a trial for a period of six months be permitted, during which time buses would be looped on Market Street, as per the application; that if such looping should prove unsatisfactory, modifications could then be made.

However, in view of objections which were raised, Mr. Newton agreed to the looping of buses on Mint Street and on Stevenson Street, between Sixth and Fifth Streets, and between Second and First Streets, instead of the loops on Market Street.

2. The Company is willing to have inserted in application, provision providing for fifteen minute headway, as recommended, but feels such provision unnecessary since it is already contained in the original franchises.

However, on motion by Supervisor Uhl, after discussion, the City Attorney was instructed to draft in legislation granting the requested permits, provision similar to franchise provision protecting the right of the Board with respect to service to be rendered by the Company.

3. Company is willing to pay franchise taxes as imposed by the franchise governing the individual lines. However, language of Recommendation No. 3 seems to be misleading.

Thereupon, Supervisor Uhl moved that Recommendation No. 3 be approved but the language be modified as suggested.

4. The Company agreeing thereto, on motion by Supervisor McSheehy, the recommendation was approved.

5. The Company cannot agree to Recommendation No. 5. However, if and when the company ceases rail operation entirely, it will remove the tracks and repave that portion of the street affected.

Referred to City Attorney for including in proposed legislation.

6. Supervisor Uhl raised the point that consideration of the Castro Street Cable line is not part of the application of the Company, and accordingly, consideration thereof was not in order at the time.

The Chair sustained the point of order.

### Privilege of the Floor

Mr. George Allen, of the Civic League of Improvement Clubs; Mr. Adolph Petry, representing the Central Council of Civic Clubs; Mr. M. P. Nelson, Chairman of Transportation Committee of the Central Mission Improvement Association; and Mr. Fisher, of the Mission Street Merchants Association, urged the granting of the application for permission to establish bus service on the various routes. Mr. E. P. Troy and Mr. Lloyd Kelman, both representing themselves, offered no objection to the granting of the application, but suggested the

incorporation in the desired legislation of safeguards for the protection of the entire city.

#### Committee of the Whole Arises

Thereupon, Supervisor Colman, seconded by Supervisor Uhl, moved that the Committee of the Whole rise and report.

No objection and so ordered.

#### Reconvening as Board of Supervisors

Whereupon, on motion duly made and seconded, the Board reconvened as a Board of Supervisors.

#### Approval of Application

Supervisor Colman, seconded by Supervisor Brown, moved that the Board of Supervisors approve the permits as requested by the Market Street Railway Company, and instruct the City Attorney to draw up the necessary legislation to put them into effect, subject to the changes recommended and after consultation with the representative of the Market Street Railway Company.

#### Amendment to Motion

Supervisor McSheehy moved, as an amendment to the foregoing, that further consideration be postponed for one week, and made a special order of business on Monday, August 21, 1939, at 2:30 P. M.

Amendment accepted as part of original motion.

#### Explanation of Vote

Supervisor McSheehy, in explaining his vote on the foregoing motion, stated that he was not committing himself in the matter until after the requested legislation had been prepared and presented to the Board.

#### Motion Carried

Thereupon, no objection being voiced, the Chair declared the motion carried, and further consideration postponed until Monday, August 21, 1939, at 2:30 P. M.

#### SPECIAL ORDER—4:00 P. M.

The following matter presented by the Fire, Safety and Police Committee without recommendation, was taken up:

#### An Ordinance Providing for the Inspection and Regulation of Paint and Lacquer Spraying Shops.

(Series of 1939)

Bill No. \_\_\_\_\_, Ordinance No. \_\_\_\_\_, as follows:

Providing for the inspection and regulation of paint and lacquer spraying shops in the City and County of San Francisco; defining certain terms used in this ordinance; authorizing the Chief of the Division of Fire Prevention and Investigation of the Fire Department of the City and County of San Francisco to adopt, promulgate, and enforce rules and regulations governing such inspection; providing for the issuance of permits by the Chief of the Division of Fire Prevention and Investigation, subject to the prior approval of the City Planning Commission, the Chief of the Department of Electricity, and the Director of Public Health, to conduct such paint and lacquer spraying shop; providing for the payment and collection of fees to defray the cost of such inspection; repealing conflicting ordinances; and providing penalties for the violation of this ordinance.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. As used in this ordinance, the following words shall have the following respective meanings:

"Paint shop" shall mean a shop where the spraying of paint or lacquer materials is permanently established on the premises.

"Spray room" shall mean a room or booth or any division of a paint shop separated from the remainder of the paint shop by fire-resistant materials approved by the Division of Fire Prevention and Investigation.

"Storage room" shall mean any room or compartment in a paint shop wherein any paint or lacquer materials of a combustible nature are regularly stored or kept.

"Mixing bench" shall mean a bench or table in a paint shop whereupon paint or lacquer materials are mixed, combined or prepared for application.

"Paint and lacquer materials" shall mean all inflammable and combustible material used in the process of painting, spraying, finishing and refinishing.

"Person" shall mean any corporation, association, syndicate, joint stock company, partnership, club, Massachusetts business or common law trust, society or individual.

"Chief" shall mean the Chief of the Division of Fire Prevention and Investigation of the Fire Department of the City and County of San Francisco.

"City Planning Commission", "Department of Electricity", "Department of Public Health", and "Tax Collector". These terms shall apply respectively to the City and County of San Francisco.

Section 2. The Chief is hereby authorized to adopt, promulgate, and enforce such rules and regulations relative to paint shops as will enable the Division of Fire Prevention and Investigation to enforce and carry out the meaning and intent of this ordinance.

Section 3. (a) No paint shop shall hereafter, from the date of passage of this ordinance, be established in any building other than a Class "A", "B", "C" or mill-constructed building as defined by the building ordinances of the City and County of San Francisco. If hereafter established in a building of Class "C" or mill construction, the ceiling shall be of not less than three-quarters ( $\frac{3}{4}$ ) inch plaster on metal lath, and the floor shall be of cement at least two (2) inches thick, or other approved fire resistive material.

(b) No paint shop shall hereafter be established in any building which is used or occupied in whole or in part as a residence, dwelling, hotel, or apartment house, as defined by the California State Housing Act; or as a hospital, theater, or place of public assemblage. "Paint shop", as defined in this ordinance, shall not apply to any building or structure, or any portion thereof, in the course of construction, alteration or repair. *Provided, however, that nothing in this section contained shall prevent the owner or occupant of any hotel or apartment house from spraying furniture, under such regulations as may be provided by the Chief when said furniture is actually used in said hotel or apartment house.*

(c) No paint shop shall be established hereafter below the level of the ground floor of any building other than of Class "A" or "B" construction.

(d) All windows in paint shops hereafter established shall be of wire glass in metal frames and sash or wooden frame and sash covered with metal, except windows facing a street or public space. The

glazing of skylights shall be as approved by the Division of Fire Prevention and Investigation.

(e) Every paint shop shall have the following accommodations conveniently located to the paint shop for employees: toilet, running water for drinking purposes, and general sanitary conditions that meet the requirements of the Department of Public Health.

(f) No spraying of paint or lacquer materials shall be conducted within a paint shop except in a spray room; provided, however, the Chief may at his discretion issue a written permit to the owner or operator of a paint shop to do minor spraying within said paint shop outside of said spray room. Said permit shall be revocable at the discretion of the Chief without the necessity of a public hearing.

(g) No open flame or spark-emitting device of any kind shall be permitted to be used in any storage room or spray room or paint shop, or in close proximity to any spraying operation. Only indirect heating systems, approved by the City and County of San Francisco, shall be used for heating purposes.

(h) Every spray room shall be equipped with fans capable of changing the air in such spray room every six (6) minutes. The number of fans, inlet and exhaust ducts required, and the location of same, shall be determined jointly by the Division of Fire Prevention and Investigation and the Department of Public Health.

(i) The construction and design of all fans and the installation of all electrical devices and appliances in paint shops and spray rooms shall be approved by the Department of Electricity.

(j) The spraying of paint or lacquer materials shall not be conducted unless the fan or fans are in operation; and said fan or fans shall continue to remain in operation until the conclusion of such spraying.

(k) The amount of paint or lacquer material stored or kept, and the manner of its storage in a spray room or storage room, shall be prescribed and approved by the Division of Fire Prevention and Investigation.

(l) A mixing bench shall be permitted in each spray room, provided that such bench shall have a working surface covered with sheet zinc or nonsparking or absorbing material. A limited amount of paint and lacquer material shall be permitted to remain on such bench for the purpose of mixing or the matching of color. Such bench shall be kept clean and free from accumulated drippings, waste paint, or lacquer. Tightly fitting metal covers shall be provided for all containers.

(m) Metal waste cans with self-closing covers shall be provided, not less than one (1) for each spray room, to accommodate rags and other waste.

(n) Signs containing the words "SMOKING STRICTLY PROHIBITED" in black letters not less than three (3) inches in height upon a white background shall be conspicuously displayed in storage and spray room.

(o) Each paint shop shall be equipped with fire extinguishers of such number and kind, and so located, as shall be determined by the Division of Fire Prevention and Investigation; but in no case shall there be less than two (2) of said fire extinguishers. At least one (1) barrel of clean dry sand containing a scoop, or at least four (4) metal buckets of clean dry sand, shall be kept on the premises at all times.

(p) Every sprayman or painter shall be provided with a mask while spraying, which mask shall be of a type approved by the Department of Public Health.

Section 4. Every spray room and storage room shall be kept free

from all unnecessary combustible materials. The use of sawdust for absorbing waste material or for cleaning of floors is strictly prohibited.

Section 5. Whenever any paint or lacquer material is to be sprayed or applied to a motor vehicle, or parts thereof, the battery of said motor vehicle shall be disconnected and shall remain disconnected until such time as the room has been cleared of vapor.

Section 6. It shall be unlawful for any person to conduct, operate or maintain a paint shop as defined in this ordinance of the City and County of San Francisco without first obtaining a permit so to do as set forth in this ordinance.

Section 7. Every person desiring to establish, conduct, or operate a paint shop in the City and County of San Francisco, shall make application for a permit so to do to the Division of Fire Prevention and Investigation on forms provided by the Division of Fire Prevention and Investigation, and shall pay to the Division of Fire Prevention and Investigation a fee of \$12.84 in advance to cover the cost to the City and County of San Francisco of the necessary investigations provided for in this ordinance prior to the approval or disapproval of said application.

Any person engaged in the business of conducting or operating a paint shop in the City and County of San Francisco prior to the enforcement date of this ordinance, and who desires to continue the conducting or operation of said paint shop, shall make application for a permit so to do as hereinabove provided within thirty (30) days subsequent to the effective date of this ordinance and shall pay the fee as set forth above.

This fee shall be in addition to any and all fees required to be paid by any ordinance or ordinances of the City and County of San Francisco for the erection or alteration of any such paint shop or the installation of any equipment therein.

An application for a paint shop permit shall be acted upon within ten (10) days after the filing of such application and the fee collected shall be retained by the Division of Fire Prevention and Investigation whether the permit is granted or denied or the application is withdrawn.

Section 8. Upon receipt of said application provided for in the preceding section, the Chief shall cause to be investigated the facts as set forth in the application and the premises for which the permit is requested. The Chief shall cause to be forwarded copies of said application to the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity for investigation by their respective departments as to whether the ordinances, rules, and regulations of the City and County of San Francisco, pertaining to their departments, are complied with. The City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity shall after such investigation either approve or disapprove such application and return same within seven (7) days after receipt with such endorsement thereon to the Division of Fire Prevention and Investigation. If the application is disapproved the reason or reasons for such disapproval shall be stated.

In the event that the application for a paint shop permit is disapproved, the Chief shall give the reason for such disapproval. Upon receiving such written notice from the Chief, such person shall have the opportunity of correcting such conditions in and about the premises wherein the paint shop is located and the equipment used therein as have been decided hazardous. This work shall be completed within thirty (30) days after receipt of such written notice, and if said con-



ditions have been corrected to the satisfaction of the departments involved said permit may be issued.

Section 9. The Chief may issue a permit to said applicant, subject to the above approval of the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity as above provided, which permit shall be serially numbered and shall expire on June 30 of the current fiscal year; or, in the exercise of sound discretion, he may deny said permit.

The Chief shall cause to be forwarded to the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity written notice of his granting or denial of the permit.

Section 10. When any permit is issued under the provisions of this ordinance, the Chief shall cause said permit to be forwarded to the office of the Tax Collector for delivery to the permittee upon the payment of an annual license fee of \$8.51 in advance to defray the cost to the City and County of San Francisco of the necessary inspection and regulation as provided for in this ordinance.

The Tax Collector shall issue a license for each paint shop for which the fee was paid, showing thereon: (a) Name and address of the permittee. (b) Address of the paint shop. (c) Number of the permit. (d) Expiration date of the license, which date shall be the expiration date of the permit.

Any person establishing, conducting or operating a paint shop subsequent to January 1 of any year shall pay one-half of the annual fee provided for that fiscal year.

Section 11. The permit and license herein provided shall not be transferable. If the paint shop is discontinued no refund shall be made.

Section 12. Application for renewal of a permit shall be made in the same manner as provided for the original application for a permit, and shall be made within thirty (30) days prior to the expiration of the current permit and shall be accompanied by a fee of \$1.50, which fee shall be retained by the Division of Fire Prevention and Investigation whether the permit is granted or denied or the application is withdrawn. The same procedure as set forth in Section 8 of this ordinance shall be followed.

Section 13. After written notice to the permittee and after due and proper hearing the Chief shall have the power to revoke or suspend any permit issued under the provisions of this ordinance for violation by the permittee, or by any of the permittee's servants, agents, or employees, or any of the provisions of this ordinance, or when the Chief shall determine that the permittee in the use thereof is violating or attempting to violate any ordinance, rule or regulation of the City and County of San Francisco or any department thereof; or if in the opinion of the Chief it is deemed necessary for the protection of the public.

The Chief shall cause to be forwarded to the Tax Collector, the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity written notice of any revocation, suspension, or reinstatement of any permit herein provided for.

Section 14. Every permit and license issued under the provisions of this ordinance shall be plainly posted in a conspicuous place for the public to see, on the premises for which the permit and license was issued.

Section 15. It shall be the duty of the Chief to ascertain that all of the provisions of this ordinance and any ordinances, rules or regulations of the City and County of San Francisco or any department there-



of pertaining to paint shops and the equipment used therein are strictly complied with, and for that purpose the inspectors or representatives of the Division of Fire Prevention and Inspection, the Department of Public Health, and the Department of Electricity shall have access to any paint shop at any reasonable hour.

Section 16. Every person paying the fees provided for in this ordinance shall be exempt from the provisions of Ordinance No. 5132 (N. S.), Section 75, in so far as paint spraying shops are concerned, any and all ordinances, or parts thereof, in conflict with the provisions of this ordinance are hereby repealed but only to such extent as conflict may exist.

*June 5, 1939—Consideration postponed until June 12, 1939, and made a Special Order of Business at 3 P. M.*

*June 12, 1939—Consideration postponed to June 19, 1939, at 3 P. M.*

*June 19, 1939—Consideration postponed to July 10, 1939, at 2:30 P. M.*

*July 10, 1939—Consideration postponed to July 17, 1939, at 2:30 P. M.*

*July 14, 1939—Consideration postponed to July 31, 1939, at 2:30 P. M.*

*July 31, 1939—Consideration postponed to Aug. 7, 1939, at 2:30 P. M.*

*Aug. 7, 1939—Consideration postponed to Aug. 14, 1939, at 4 P. M.*

### Communications

Communications from Little Business of California, Inc., and from Commercial Fixtures and Store Front Institute, opposing the enacting of the proposed Paint Spray Ordinance, were presented and read by the Clerk.

### Motion for Postponement

Supervisor Uhl objected to the proposed ordinance, stating that in his opinion it was merely loading additional taxes on industry, and was unjustified. Accordingly, he moved postponement of further consideration for a period of six months.

Motion failed for want of a second.

### Privilege of the Floor

Captain Frank Kelly, Chief of the Division of Fire Prevention, San Francisco Fire Department, urged the passage of the proposed ordinance.

Captain H. M. Gleason, of the American Hawaiian Steamship Company, opposed the proposed legislation.

### Explanations of Votes

Supervisor Roncovieri announced his intention to vote "Aye" on the proposed legislation requested by the Fire Department. He would not, by his vote, be held responsible for any fire that might occur in a paint spray shop. It was because of his faith in the officials of San Francisco, and particularly of the Fire Department, that he was voting in favor of the proposed legislation.

Supervisor Brown stated he would vote in favor of the Paint Spray Ordinance, because he felt there was a very definite hazard involved. He did not believe there would be any abuse as long as Fire Marshal Kelley retained his position, but should there be need for amendment at a future time, that could easily be done.

Supervisor Schmidt announced that having been assured that the smaller occasional user would not be affected, he would vote in favor of the ordinance.

Supervisor Uhl suggested that provision be made in Paragraph (f) of Section to assure that no charge would be made for temporary permits for the occasional user of the spray gun. However, on the Fire Marshal's opposition to such provision, and accordingly no action

thereon being taken, Supervisor Uhl announced his intention to vote against the ordinance.

**Passed for Second Reading**

Thereupon, the roll was called and the foregoing ordinance was Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt—9.

No: Supervisor Uhl—1.

Absent: Supervisor Shannon—1.

**SPECIAL ORDER—4:30 P. M.**

**Passage for Second Reading**

The following matter presented by the Finance Committee without recommendation, was taken up:

**Authorizing Settlement of Dispute Between MacDonald & Kahn Co., Ltd., and the City and County of San Francisco, and Fidelity and Deposit Company of Maryland, in Connection with Construction of the Richmond Sewer Tunnel and Appurtenances.**

(Series of 1939)

Bill No. 270, Ordinance No. ...., as follows:

Authorizing settlement of dispute between MacDonald & Kahn Co., Ltd., and the City and County of San Francisco, and Fidelity and Deposit Company of Maryland, in connection with construction of the Richmond Sewer Tunnel and appurtenances.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The City Attorney having recommended the settlement of the action of City and County of San Francisco, a municipal corporation, v. MacDonald & Kahn Co., Ltd., a corporation, and Fidelity and Deposit Company of Maryland, a corporation, Superior Court, San Francisco, No. 282,136, said action being one for the purpose of determining the liability of the City and County of San Francisco, a municipal corporation, MacDonald & Kahn Co., Ltd., a corporation, and Fidelity and Deposit Company of Maryland, a corporation, for damages under the contract of August 22, 1936, wherein and whereby MacDonald & Kahn Co., Ltd., as contractor agreed to construct a sewer tunnel according to certain plans and specifications prepared by the City and County of San Francisco, and said MacDonald & Kahn Co., Ltd., having agreed as follows:

"This Agreement, made and entered into this 17th day of March, 1939, by and between the City and County of San Francisco, a municipal corporation, hereinafter called the 'City,' party of the first part, and MacDonald & Kahn Co., Ltd., a Delaware corporation, hereinafter called the 'Contractor,' party of the second part,

**Witnesseth**

"Whereas, on or about the 22nd day of August, 1936, the Contractor made and entered into a contract with the City providing for the construction of a sewer tunnel known and designated as the 'Richmond Sewer Tunnel and Appurtenances,' according to plans and specifications prepared by said City; and

"Whereas, on or about the 1st day of October, 1936, the Contractor commenced the construction of said public work in accordance with

said contract, which said work was completed and accepted by said City on or about the 24th day of March, 1938, and;

"Whereas, various claims and actions have been and may be presented and brought against the City and Contractor alleging liability for damage to property claimed to have been caused by the construction of said public work; and

"Whereas, City contends that the Contractor has undertaken to defend, indemnify and save harmless the City from any and all such claims arising out of the construction of said public work, and it is the contention of the Contractor that it has not agreed to undertake and is not bound to defend and indemnify or save harmless the City against such claims or suits unless the damage was caused by negligence of the Contractor in the construction of said public work, and it is the further contention of the Contractor that it was not negligent in the performance of said contract; and

"Whereas, the parties desire to compromise and settle said dispute in order to save the time, costs and expense of litigation;

"Now, Therefore, in consideration of the premises, it is agreed by and between the parties hereto as follows:

"1. The Contractor agrees to pay two-thirds and the City agrees to pay the remaining one-third of the amount of any damages, including costs, which may be awarded by final judgment against said City and said Contractor jointly or against said City alone or said Contractor alone in favor of any property owner for damage to property caused by or arising out of the construction of said public work. In other words, it is the intent and purpose of the foregoing agreement that if any property owner shall recover final judgment against both said City and said Contractor jointly, such judgment shall be jointly satisfied by said City and Contractor in the proportions stated; or if such property owner shall recover final judgment against said City alone, said judgment shall be jointly satisfied by said City and Contractor in the proportions stated; or if such property owner shall recover final judgment against said Contractor alone, said judgment shall be jointly satisfied by said City and Contractor in the proportions stated; or if such property owner shall recover final judgment against said City and said Contractor in different amounts in the same action (said judgment not being joint), the total of such judgment against both parties shall be jointly satisfied by said City and Contractor in the proportions stated.

"2. In the event any such judgment shall, through legal process or by mutual consent of said City and Contractor, be wholly satisfied by said City alone or by said Contractor alone, then the party who did not contribute to the satisfaction of such judgment shall promptly on demand pay its proportion, as stated above, of such judgment to the party who has wholly satisfied the judgment. Such demand may be made on said City by service on the City Attorney and on the Contractor by service on its attorneys of record.

"3. Said City and Contractor shall use their best efforts to settle any claims or actions for damage to property caused by or arising out of the construction of said public work for which damage there is or may be liability on the part of said City and Contractor, or either of them. In the event said City and Contractor mutually agree to settle any suit, claim or action, the amount necessary to effect such settlement shall be paid to such property owner by said City and Contractor in the proportions stated above.

"4. This agreement shall not include or apply to any liability established by default of either party or to any liability assumed or admitted by either party hereto without the written consent of the other party thereto, or its attorney.

"5. Each party hereto shall cooperate with the other to the fullest

extent in the defense of any action referred to herein and brought against both or either of the parties hereto; each party hereto shall be represented by its own attorney in any such action; the expenses of procuring expert testimony and of making investigations mutually agreed upon by the attorneys for the parties hereto as being necessary to the proper defense of any such action shall be paid by each of said parties in the proportions above set forth; either costs and expenses accruing to said parties shall be borne by the party incurring the same.

"6. In consideration of this agreement and the payments to be made by said Contractor in event judgment or judgments may be recovered or settlements made as aforesaid, said City acknowledges full and complete satisfaction of any and all provisions of the contract, referred to above, and Invitation for Proposals, Proposals Submitted, Information for Bidders, and Plans and Specifications numbered 18,942 referred to and made a part of said contract, requiring said Contractor to defend, indemnify, save harmless said City from damages, costs or liability to property of others arising from Said Contractor's performance of said contract, work or operations; said City does further agree that this agreement shall supersede and take the place of the said provision of said contract, plans and specifications and does hereby release and discharge said Contractor from any and all such provisions of said contract, plans and specifications; and said City does hereby agree that it shall have no right to recover from said Contractor any payment said City may make or is required to make pursuant to the terms of this agreement.

"7. It is further agreed that the terms of this agreement shall not apply to any claims or actions against the said City for value of property taken for rights of way or easements for the construction of said public work.

"8. The parties hereto agree to employ some person satisfactory to the City and the Contractor for the purpose of negotiating the settlement of said claims and actions, the expense of said negotiations to be paid by each of the parties in the proportions set forth."

And said Fidelity and Deposit Company of Maryland having agreed as follows:

"Whereas, Fidelity and Deposit Company of Maryland executed its bond in favor of the City and County of San Francisco, dated August 21, 1936, in the principal sum of Two Hundred and Twenty-three Thousand Dollars (\$223,000.00), conditioned upon the faithful performance of the contract between the City and County of San Francisco and MacDonald & Kahn Co., Ltd., dated the 22nd day of August, 1936, providing for the construction of the Richmond Sewer Tunnel and Appurtenances; and

"Whereas, said City and County of San Francisco is willing to execute the foregoing agreement of settlement upon the condition that the Fidelity and Deposit Company of Maryland shall not be released of its obligations pursuant to the terms of said bond by reason of the execution of said agreement of settlement;

"Now, Therefore, in consideration of the execution of the foregoing agreement by the City and County of San Francisco the Fidelity and Deposit Company of Maryland does hereby consent and agree to the execution of said agreement and all the terms and conditions thereof, and does hereby covenant and agree that the execution of said agreement shall not in any manner be construed so as to relieve or release the Fidelity and Deposit Company of Maryland from any of its obligations or liabilities provided for in said bond.

"Dated: March 16, 1939."

Section 2. The Mayor is hereby directed to enter into said within

agreement for an on behalf of the City and County of San Francisco.  
\$22,000 available.

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

*Aug. 7, 1939—Consideration postponed to Aug. 14, 1939, at 4:30 P. M.*

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.

## UNFINISHED BUSINESS

### Final Passage

The following recommendations of Finance Committee, heretofore passed for second reading, were taken up:

#### Supplemental Appropriation of \$2000 to Determine Salinity Tests in San Joaquin River.

(Series of 1939)

Bill No. 253, Ordinance No. 248, as follows:

Authorizing a supplemental appropriation of \$2000, as follows: \$1000 from the San Francisco Water Department Operating Fund and \$1000 from Hetch Hetchy Power Division Operating Fund, for services and expenses of agricultural and irrigation engineers for salinity tests in the San Joaquin River.

Section 1. The sum of \$2000 is hereby appropriated as follows: \$1000 out of the San Francisco Water Department Operating Fund and \$1000 out of the Hetch Hetchy Power Division Operating Fund, to the credit of Appropriation No. 968-604-01-Hetch Hetchy Water Supply-Water Rights and Damage Claims, to provide for services and expenses of agricultural and irrigation engineers to determine salinity tests in the San Joaquin River.

Recommended by the Manager of Utilities.

Approved by the Mayor.

Approved by the Public Utilities Commission (Resolution No. 3325).

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

*Finally Passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

#### Appropriating \$1594.74 to Take Care of Extras in Excess of 10% for Improvement of Army Street Between Bryant and Harrison.

(Series of 1939)

Bill No. 254, Ordinance No. 249, as follows:

Appropriating the sum of \$1594.74 from Appropriation No. 977.925.00 to the credit of Appropriation 977.925.01 to take care of extras in excess of 10% for the improvement of Army St. between Bryant and Harrison. The contract was awarded on the unit cost price. The excess was due to the following:

First, reconstruction of existing sewer connections which were uncovered after start of contract and found in poor condition.

Second, Extending permanent pavement construction to include



crossing of Harrison Street in lieu of placing temporary conform which would soon be replaced under contract to be let for improvement of adjoining section of Army Street.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1594.74 is hereby appropriated and set aside from Appropriation No. 977.925.00 to the credit of Appropriation 977.925.01 to take care of extras in excess of 10% for the improvement of Army St. between Bryant and Harrison. The contract was awarded on the unit cost price. The excess was due to the following.

First, reconstruction of existing sewer connections which were uncovered after start of contract and found in poor condition.

Second, Extending permanent pavement construction to include crossing of Harrison Street in lieu of placing temporary conform which would soon be replaced under contract to be let for improvement of adjoining section of Army St.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

*Finally Passed* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Appropriating from the Surplus Existing in the Permanent Salary Fund of the California Palace of the Legion of Honor the Sum of \$3,333.34, for the Purpose of Creating a New Position in the California Palace of the Legion of Honor and Paying the Salary Attached Thereto.

(Series of 1939)

Bill No. 255, Ordinance No. 250, as follows:

Section 1. A new position to be known as the Director of the California Palace of the Legion of Honor, is hereby created as of September 1, 1939, and for the purpose of paying the compensation of said position as of September 1, 1939 to the end of the present fiscal year there is hereby appropriated from the surplus in the permanent salary fund of the said California Palace of the Legion of Honor to Appropriation No. 917.101.00 the sum of \$3,333.34.

Section 2. The position of Assistant Director is hereby eliminated.

Recommended by the California Palace of the Legion of Honor.

Recommended by the Mayor.

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

*Finally Passed* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

An Ordinance Amending Bill 192, Ordinance 186, Section 20 (California Palace of the Legion of Honor), by Changing the Class



Title Under Item 1 from One Assstiant Director at \$335.33 to One Director at \$333.33.

(Series of 1939)

Bill No. 256, Ordinance No. 251, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 20 (California Palace of the Legion of Honor), by changing the class title under Item 1 from one Assistant Director at \$333.33 to one Director at \$333.33.

Bill 192, Ordinance 186, Section 20, is hereby amended to read as follows:

# Section 20. CALIFORNIA PALACE OF THE LEGION OF HONOR

Item No.	No. of Employees	Class Title	Maximum	
			Monthly Rate	
1	1	Director .....	\$	333.33
2	1	Engineer and Building Superintendent.....		225
3	1	Organist (part time) .....		300
4	1	Supervisor .....		175
5	2	Galleryman .....		125
6	1	Galleryman .....		130
7	2	Galleryman .....		135
8	1	Head Janitor .....		135
9	1	Janitor's Assistant .....		130
10	1	Assistant Mechanic .....		140
11	1	Recorder .....		135
12	1	Stenographer .....		150
13	1	Stenographer .....		135
14	1	Librarian .....		125
15	1	Gallery Assistant .....		125
16	2	Caretaker .....		110
16.1	1	Caretaker .....		100
17	2	Watchman (Special Police Officers) .....		135
17.1	1	Watchman (Special Police Officer) .....		130
18	1	Organ Repairer (as needed) .....		33
19		Seasonal Clerical and Mechanical Services (as needed) .....		

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

Finally Passed by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

An Ordinance Amending Bill 192, Ordinance 186, Section 61 (Department of Public Health, Emergency Hospitals) by Adding Item 8.1 1-06 Ambulance Driver (Relief) at \$175 per Month.

(Series of 1939)

Bill No. 257, Ordinance No. 252, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 61, (Department of Public Health, Emergency Hospitals) by adding Item 8.1 1-06 Ambulance Driver (Relief) at \$175 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Bill 192, Ordinance 186, Section 61, is hereby amended to read as follows:

Section 61. DEPARTMENT OF PUBLIC HEALTH—  
EMERGENCY HOSPITALS

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B408	General Clerk-Stenographer .....	\$ 190
1.1	1	I2	Kitchen Helper .....	80
2	12	L504	Emergency Hospital Surgeon .....	200
3	1	L506	Assistant Chief Surgeon Emergency Hospitals .....	225
4	1	L508	Chief Surgeon .....	250
5	14	O6	Ambulance Driver .....	200
6	1	O6	Ambulance Driver .....	195
7	1	O6	Ambulance Driver .....	185
8	3	O6	Ambulance Driver .....	175
8.1	1	O6	(Ambulance Driver Relief) .....	175
9	6	P2	Emergency Hospital Steward .....	165
10	4	P2	Emergency Hospital Steward .....	175
11	13	P2	Emergency Hospital Steward .....	200
11.1	1	P3	Senior Emergency Hospital Steward .....	175
12	1	P4	Chief Emergency Hospital Steward .....	250
13	11	P102	Registered Nurse .....	165
14	5	P102	Registered Nurse .....	135

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

*Finally Passed* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

An Ordinance Amending Bill 192, Ordinance 186, Section 4a Mayor—Exposition Organization (6 months) by changing Item 5 from One C101 Dressing Room Maid at \$75 to One C101 Dressing Room Maid (part time) at \$75; and Changing Item 6 from One C101 Dressing Room Maid at \$60 to One C101 Dressing Room Maid (part time) at \$60.

(Series of 1939)

Bill No. 258, Ordinance No. 253, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 4a Mayor—Exposition Organization (6 months) by changing Item 5 from one C101 Dressing Room Maid at \$75 to one C101 Dressing Room Maid, (part time) at \$75; and changing Item 6 from one C101 Dressing Room Maid at \$60 to one C101 Dressing Room Maid (part time) at \$60.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 4a. MAYOR—EXPOSITION ORGANIZATION (6 months)

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B73	Exposition Hostess .....	\$ 200
2	1	B78	San Francisco Exposition Commissioner.....	500
3	1	B79	Assistant Exposition Commissioner.....	250
4	2	B454	Telephone Operator .....	150
5	1	C101	Dressing Room Maid (part time).....	75
6	1	C101	Dressing Room Maid (part time).....	60
7	5	C104	Janitor .....	145

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

*Finally Passed* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

An Ordinance Amending Bill 192, Ordinance 186, Section 55, (Department of Public Health-Central Office), by Changing Item 91.1, One F520 Consultant Sanitary Engineer at \$150, to One F520 Consultant Sanitary Engineer, (part time) at \$150.

(Series of 1939)

Bill No. 259, Ordinance No. 254, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 55, (Department of Public Health-Central Office), by changing Item 91.1, one F520 Consultant Sanitary Engineer at \$150, to one F520 Consultant Sanitary Engineer (part time) at \$150.

Be it ordained by the People of the City and County of San Francisco, as follows:

Bill 192, Ordinance 186, Section 55, is hereby amended to read as follows:

Section 55. **DEPARTMENT OF PUBLIC HEALTH—  
CENTRAL OFFICE—(Continued)**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
<b>SCHOOL INSPECTION—MEDICAL</b>				
55	1	L252	Optometrist (part time) .....	\$ 150
56	1	L368	Director Bureau Child Hygiene .....	383.33
57	1	L364	Pediatrician .....	250
58	1	L364	Pediatrician (part time) .....	175
59	11	L364	Pediatrician (part time) .....	150
60	1	L364	Pediatrician (part time) .....	75
61	1	L602	Audiometer Technician .....	125
<b>DENTAL</b>				
62	1	B222	General Clerk (part time) .....	50
63	2	L152	Dental Hygienist .....	150
63.1	2	L152	Dental Hygienist .....	135
64	14	L156	Dentist (part time) .....	100
65	1	L160	Director of Dental Bureau (part time)....	250
<b>CHILD WELFARE—MEDICAL</b>				
66	1	L364	Pediatrician .....	250
67	4	L364	Pediatrician (part time) .....	150
68	1	L364	Pediatrician at \$5 per day (part time)....	
<b>MILK AND FOOD INSPECTION</b>				
69	1	B408	General Clerk-Stenographer .....	190
70	1	B408	General Clerk-Stenographer .....	125
71	1	B408	General Clerk-Stenographer .....	100
71.1	1	B408	General Clerk-Stenographer (part time)....	79.50
72	7	N52	Food and Restaurant Inspector .....	200
73	10	N52	Food and Restaurant Inspector .....	185
74	1	N52	Food and Restaurant Inspector .....	175
75	3	N53	Assistant Chief Food Inspector .....	225

Section 55. DEPARTMENT OF PUBLIC HEALTH—  
CENTRAL OFFICE—(Continued)

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
76	1	N54	Chief Food Inspector .....	325
77	1	N64	Dairy Inspector .....	300
78	2	N64	Dairy Inspector .....	225
79	2	N64	Dairy Inspector .....	200
79.1	2	N64	Dairy Inspector .....	175

CHEMICAL LABORATORY

80	1	L102	Food Chemist Assistant .....	125
81	1	L104	Food Chemist .....	225
82	1	L104	Food Chemist .....	175
83	1	L106	Senior Food Chemist .....	250

PLUMBING INSPECTION

85	6	A412	Plumbing Inspector .....	240
85.1	3	A412	Plumbing Inspector .....	225
86	1	A416	Chief Plumbing Inspector .....	275
87	1	B408	General Clerk-Stenographer .....	190

HOUSING INSPECTION

88	1	B408	General Clerk-Stenographer .....	125
89	9	N204	Housing Inspector .....	200
89.1	2	N204	Housing Inspector .....	175
90	1	N206	Chief Housing Inspector .....	275

INDUSTRIAL INSPECTION

91	1	B408	General Clerk-Stenographer .....	100
91.1	1	F520	Consultant Sanitary Engineer (part time) .....	150
92	3	N205	Industrial Inspector .....	200
93	1	N208	Chief Industrial Inspector .....	275
93.1	1	N500	Inspector of Disinterments .....	175

CITY PHYSICIANS

94	3	L360	Physician (part time) .....	300
95	1	L360	Physician (part time) .....	250
96	1	L360	Physician (part time) .....	200
97	6	L360	Physician (part time) .....	150
97.1	2	L360	Physician (part time) .....	75
98	1	L362	Supervisor of City Physicians (part time) .....	300

Approved as to form by the City Attorney.

Approved by Civil Service Commission.

*Finally Passed* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

An Ordinance Amending Bill 192, Ordinance 186, Section 17 (Public Library, by Increasing the Number of Employments Under Item 12 from 9 to 10 Janitress or Janitor (part time) + \$55 and by Decreasing the Number of Employments Under Item 13 from 9 to 8 Janitress or Janitor (part time) at \$27.50.

(Series of 1939)

Bill No. 260, Ordinance No. 255, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 17 (Public

Library, by increasing the number of employments under Item 12 from 9 to 10 Janitress or Janitor (part time) at \$55 and by decreasing the number of employments under Item 13 from 9 to 8 Janitress or Janitor (part time) at \$27.50.

Be it ordained by the People of the City and County of San Francisco, as follows:

Bill 192, Ordinance 186, Section 17, is hereby amended to read as follows:

### Section 17. PUBLIC LIBRARY

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	A154	Carpenter .....	\$ 200
2	1	B72	Secretary, Board of Library Trustees.....	250
3	1	B222	General Clerk .....	175
3.1	1	B222	General Clerk .....	155
5	1	B228	Senior Clerk .....	200
7	1	C52	Elevator Operator .....	110
8	1	C52	Elevator Operator (part time) .....	65
8.1	1	C101	Dressing Room Maid (part time) .....	75
8.2	1	C101	Dressing Room Maid (part time) .....	65
10	1	C102	Janitress (part time) .....	82.50
12	10		Janitress or Janitor (part time) .....	55
13	8		Janitress or Janitor (part time) .....	27.50
15	1	C104	Janitor .....	125
15.1	1	C152	Watchman .....	125
16	1	C152	Watchman .....	150
17	1	J54	Book Repairer .....	90
18	4	J54	Book Repairer .....	110
19	1	J54	Book Repairer .....	125
20	1	O1	Chauffeur .....	160
20.1	1	O168	Engineer of Stationary Steam Engines.....	185

### DEPARTMENTAL TITLES

21	7	Branch Librarian .....	175
22	13	Librarian .....	100
23	11	Librarian .....	130
24	9	Librarian .....	140
25	4	Librarian .....	150
26	20	Librarian .....	160
27	8	Librarian .....	175
28	1	Chief Cataloger .....	225
29	1	Reference Librarian .....	250
30	1	City Librarian .....	400
30.1	11	Library Assistants .....	85
31	67	Substitutes, 50c per hour .....	
32	37	Pages, 30c per hour .....	
33	1	Station Keeper (part time) .....	50
34	4	Station Keepers (part time) .....	15

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

*Finally Passed* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

An Ordinance Amending Bill 192, Ordinance 186, Section 31, (Dept. of Finance and Records—Tax Collector) by Increasing the number of Employments Under Item 12.1 from 1 to 5 B222 General Clerk at \$155; and by Increasing the Number of Employments Under Item 17 from 1 to 2 B408 General Clerk-Sterographer at \$155.

(Series of 1939)

Bill No. 261, Ordinance No. 256, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 31, (Dept. of Finance and Records—Tax Collector) by increasing the number of employments under Item 12.1 from 1 to 5 B222 General Clerk at \$155; and by increasing the number of employments under Item 17 from 1 to 2 B408 General Clerk-Stenographer at \$155.

Be it ordained by the People of the City and County of San Francisco, as follows:

Bill 192, Ordinance 186, Section 31 is hereby amended as follows:

Section 31. **DEPT. OF FINANCE AND RECORDS—  
TAX COLLECTOR**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B93	Tax Collector .....	\$ 666.66
2	1	B92	Chief Clerk .....	325
3	1	B89	Director, Bureau of Licenses .....	250
4	1	B102	Teller .....	240
5	1	B102	Teller .....	180
5.1	1	B102	Teller .....	200
6	1	B105	Assistant Cashier, Tax Collectors Office.....	240
7	1	B108	Cashier, Tax Collector's Office .....	300
8	1	B222	General Clerk .....	215
9	13	B222	General Clerk .....	200
11	3	B222	General Clerk .....	175
12	9	B222	General Clerk .....	160
12.1	5	B222	General Clerk .....	155
13	1	B228	Senior Clerk .....	200
14	1	B234	Head Clerk .....	275
16	2	B408	General Clerk-Stenographer .....	175
17	2	B408	General Clerk-Stenographer .....	155
18	1	B412	Senior Clerk-Stenographer .....	200
19	1	G154	Senior Inspector of Licenses .....	250
20	2	G153	Adjuster, Tax Collector's Office .....	215
21	1	B91	Director Bureau of Delinquent Revenue....	400
22	1	K4	Attorney, Civil .....	275
23			Seasonal Clerical and other Temporary services as needed at rates not in excess of salary standardization schedules.	

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Finally Passed* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

**Appropriation from Water Dept. Funds to Resist Claims of  
Riparian Owners on Tuolumne River.**

Authorizing an appropriation of \$7,500 out of surplus existing in the



Hetch Hetchy Power Operative Fund and \$7,500 out of surplus existing in the Water Revenue Fund to the credit of Appropriation No. 968.604.03, Hetch Hetchy Water Supply Fund, to provide funds to resist claims of riparian owners on Tuolumne River.

(Series of 1939)

Bill No. 262, Ordinance No. 257, as follows:

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$7500 is hereby appropriated out of surplus existing in the Hetch Hetchy Power Operative Fund and \$7500 out of surplus existing in the Water Revenue Fund to the credit of Appropriation No. 968.604.03, Hetch Hetchy Water Supply Fund, to provide funds to resist claims of riparian owners on Tuolumne River.

Recommended by the Manager of Utilities.

Approved by Public Utilities Commission Resolution No. 3354.

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

Approved by the Mayor.

*Finally Passed* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

**Authorizing Sale of Certain Fire Department Land in Assessor's  
Block 2350.**

(Series of 1939)

Bill No. 263, Ordinance No. 258, as follows:

Authorizing sale of certain fire department land in assessor's block 2350.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Board of Supervisors hereby declare that public interest and necessity demands the sale of the following described City owned land situated in the City and County of San Francisco, State of California:

Beginning at a point on the easterly line of 22nd Avenue, distant thereon 285 feet north of the northerly line of Taraval Street; thence running northerly along the easterly line of 22nd Avenue, a distance of 30 feet; thence at right angles easterly 120 feet; thence at right angles southerly 30 feet; thence at right angles westerly 120 feet to the easterly line of 22nd Avenue and the point of beginning.

Section 2. The above described land shall be sold in accordance with the provisions of Section 92 of the Charter.

Recommended by Board of Fire Commissioners.

Approved as to form by the City Attorney.

Approved by the Director of Property.

*Finally Passed* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Reappropriation, \$8,137.50 General Clerks, Clerk Stenographer, Tax  
Tax Collector, Bureau of Delinquent Revenue

(Series of 1939)

Bill No. 264, Ordinance No. 259, as follows:

Reappropriating \$8,137.50 out of surplus existing in appropriation No. 928.102.02 to the credit of appropriation No. 928.101.02, and creating the positions of 4 B-222 general clerks at \$155 per month, and 1 B-408 general clerk-stenographer at \$155 per month, in the office of the Tax Collector, Bureau of Delinquent Revenue, and providing the compensation therefor for the period August 16, 1939, to June 30, 1940.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$8,137.50 is hereby reappropriated and set aside out of surplus existing in Appropriation No. 928.102.02 to the credit of Appropriation No. 928.101.02 to provide funds for the compensation of 4 B-222 General Clerks at \$155 per month, and 1 B-408 General Clerk-Stenographer at \$155 per month, in the office of the Tax Collector, Bureau of Delinquent Revenue, for the period August 16, 1939, to June 30, 1940.

Section 2. The positions of 4 B-222 General Clerks at \$155 per month, and 1 B-408 General Clerk-Stenographer at \$155 per month, in the office of the Tax Collector, Bureau of Delinquent Revenue, are hereby created. These positions have been paid from the appropriation for temporary salaries in Bureau of Delinquent Revenue, but due to action of the Civil Service Commission they have now been declared permanent. This ordinance is necessary in order to transfer funds from appropriation for temporary salaries to appropriation for permanent salaries in this department.

*Finally Passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Reappropriation—\$660 Janitor, S. F. Public Library

(Series of 1939)

Bill No. 265, Ordinance No. 260, as follows:

Reappropriating \$660 out of surplus existing in Appropriation No. 914.101.00 to the credit of Appropriation No. 914.101.00, creating the position of 1 Janitor at \$55 per month, providing the compensation therefor from July 1, 1939, to June 30, 1940, and eliminating the position of 1 Janitor at \$27.50 per month, in the San Francisco Public Library.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$660 is hereby reappropriated and set aside out of surplus existing in Appropriation No. 914.101.00 to the credit of Appropriation No. 914.101.00 to provide funds for the compensation of 1 Janitor at \$55 per month in the San Francisco Public Library for the period July 1, 1939, to June 30, 1940.

Section 2. The position of 1 Janitor at \$55.00 per month in the San Francisco Public Library is hereby created; the position of 1 janitor at \$27.50 per month is hereby eliminated.

*Finally Passed* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

**Reappropriation, \$1155 Ambulance Driver, Emergency Hospitals,  
Department of Public Health**

(Series of 1939)

Bill No. 266, Ordinance No. 261, as follows:

Reappropriating \$1,155 out of surplus existing in Appropriation No. 954.102.00 to the credit of Appropriation No. 954.101.00 creating a position of 1 06 Ambulance Driver (relief) at \$175.00 per month in the Emergency Hospitals, Department of Public Health, and providing the compensation therefor, for the period August 1, 1939, to June 30, 1940.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1155 is hereby reappropriated out of surplus existing in Appropriation No. 954.102.00 to the credit of Appropriation No. 954.101.00 creating the position of 1 06 Ambulance Driver (relief) at \$175.00 per month in the Emergency Hospitals, Department of Public Health, and providing the compensation therefor, for the period August 1, 1939, to June 30, 1940. This position has been paid out of appropriation for temporary salaries, but due to recent action of the Civil Service Commission in declaring it permanent, it is now necessary to transfer funds from the temporary salary appropriation to the permanent salary appropriation in the Emergency Hospitals.

*Finally passed* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

**NEW BUSINESS**

The following recommendations of Finance Committee were taken up:

**An Ordinance Amending Bill 192, Ordinance 186, Section 76 (Public Utilities Commission—San Francisco Water Department, Functional Employments as Needed), by Adding Item 11, one F354 Electrical Engineering Designer at \$250; and by decreasing the Number of Employments Under Item 26 from 2 to 1 U104 Leadman at \$6, and by Increasing the Number of Employments Under Item 17 from 62 to 63; J4 Laborer at \$6.**

(Series of 1939)

Bill No. 275, Ordinance No. ...., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 76 (Public Utilities Commission—San Francisco Water Department, Functional Employments as Needed), by adding Item 11, one F354 Electrical Engineering Designer at \$250; and by decreasing the number of employments under Item 26 from 2 to 1 U104 Leadman at \$6, and by increasing the number of employments under Item 17 from 62 to 63, J4 Laborer at \$6.

Be it ordained by the People of the City and County of San Francisco, as follows:

Bill 192, Ordinance 186, Section 76 is hereby amended to read as follows:

Section 76. **PUBLIC UTILITIES COMMISSION—**  
**SAN FRANCISCO WATER DEPARTMENT (Cont.)**  
 Functional Employment as needed.

Item No.	No. of Employees	Class No.	Departmental Title	Per Day	Per Month
1	3	A154	Carpenter .....	\$9.00	
2	1	A354	Painter .....	9.75	
3	1	A404	Plumber .....		\$225
4	1	A551	Apprentice .....	7.00	
5	1	B327	Photostat Operator .....		175
6	1	B512	General Clerk-Typist .....		155
8	1	E154	Lineman .....		200
10	1	F252	Junior Civil Engineering Draftsman.....		160
11	1	F354	Electrical Engineering Designer.....		250
17	63	J4	Laborer .....	6.00	
18	2	J66	Garageman .....	6.50	
19	6	M54	Auto Machinst .....	9.00	
19.1	1	M104	Blacksmith's Helper .....	7.08	
20	4	M254	Machinist .....	9.00	
21	1	M266	Foreman Meter Repairs .....		200
22	1	M268	Foreman Machinist .....		285
23	2	O1	Chauffeur .....	6.50	
24	1	O1	Chauffeur .....	7.50	
25	1	O116	Teamster .....	6.50	
26	1	U104	Leadman .....	6.00	
27	3	U108	Compressor Operator .....	7.50	
28	13	U112	Pipe Caulker .....	7.50	
29	5	U114	Main Pipe Foreman.....	7.75	
30	15	U116	Service Man .....	7.50	
31	1	U116	Service Man .....	7.75	
32	1	U136	General Foreman Service Meters .....		300
33	1	U140	General Foreman Main Pipes .....		325
34	10	U206	Water Department Worker .....	6.00	
35	2	U214	Pump Operator .....	6.00	
36	1	U226	General Maintenance Foreman .....		200
37	1	U227	General Maintenance Foreman (Less House) .....		210
38	3	U230	Maintenance Foreman .....		200
39	1	F202	Inspector of Public Works Construction .....		175
40	1	F202	Inspector of Public Works Construction .....		200

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Passed for Second Reading* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.

**An Ordinance Amending Bill 192, Ordinance 186, Section 39 (Real Estate Department—Exposition Auditorium) by adding Item 8.1. 1-E110½ Sound Technician (Part Time) at \$75.**

(Series of 1939)

Bill No. 276, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 39 (Real Estate Department—Exposition Auditorium) by adding Item 8.1, 1-E110½ Sound Technician (part time) at \$75.

Be it ordained by the People of the City and County of San Francisco, as follows:

Bill 192, Ordinance 186, Section 39, is hereby amended to read as follows:

Section 39. REAL ESTATE DEPARTMENT—  
EXPOSITION AUDITORIUM

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	A154	Carpenter .....	\$ 225
2	1	A354	Painter at \$9.75 per day .....	
3	1	C2	Asst. Superintendent of Auditorium .....	200
4	1	C4	Superintendent of Auditorium .....	210
5	4	C104	Janitor .....	155
6	1	C152	Watchman .....	180
7	1	C152	Watchman .....	145
8	1	E108	Electrician .....	250
8.1	1	E110½	Sound Technician (part time) .....	75
9	1	O168	Engineer-Stationary Steam Engines .....	220
10	1		Organ Repairer (part time) .....	75
11	1	C101	Dressing Room Maid (as needed) (part time), \$3 per day .....	
12		A154	Carpenter (as needed) at \$9.00 per day....	
13		C104	Janitor (as needed) at \$5.80 per day.....	

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.

An Ordinance Amending Bill 192, Ordinance 186, Section 11, (Police Department) by Decreasing the Number of Employments Under Item 35 from 934 to 929, Q2 Policemen at \$200; by Decreasing the Number of Employments Under Item 37 from 164 to 161, Q50 Sergeant at \$220; and by Increasing the Number of Employments and Changing the Title Under Item 17.1 from 22 Assistant Inspector at \$200 to 27 Q2 Policeman (Assistant Inspector) at \$200; and by adding Item 20.1 3 Q50 Sergeant (Assistant Inspector) at \$220.

(Series of 1939)

Bill No. 277, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 11, (Police Department) by decreasing the number of employments under Item 35 from 934 to 929, Q2 Policemen at \$200; by decreasing the number of employments under Item 37 from 164 to 161, Q50 Sergeant at \$220; and by increasing the number of employments and changing the title under Item 17.1 from 22 Assistant Inspector at \$200, to 27 Q2 Policeman (Assistant Inspector) at \$200; and by adding Item 20.1 3 Q50 Sergeant (Assistant Inspector) at \$220.

Be it ordained by the People of the City and County of San Francisco, as follows:

Bill 192, Ordinance 186, Section 11, is hereby amended to read as follows:

## Section 11. POLICE DEPARTMENT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	3		Commissioner .....	\$ 100
2	1		Chief of Police .....	600
3	1		Deputy Chief of Police .....	450
4	1		Property Clerk .....	300
5	1		Police Surgeon .....	200
6	1	B4	Bookkeeper .....	175
7	1		Department Secretary .....	400
8	3	B310b	Tabulating Numerical Key Punch Operator .....	150
8.1	1	B310b	Tabulating Numerical Key Punch Operator .....	165
9	2	B408	General Clerk-Stenographer .....	155
10	1	B408	General Clerk-Stenographer .....	230
11	1	B421	Confidential Secretary to the Chief of Police .....	200
12	11	B454	Telephone Operator .....	150
13	1		Director of Criminal Information .....	333.33
14	1		Director of Personnel .....	333.33
15	1		Director of Special Services .....	250
<b>Bureau of Inspectors</b>				
16	1		Captain of Inspectors .....	416.66
17	85		Inspector .....	230
17.1	27	Q2	Policeman (Assistant Inspector) .....	200
18	1	B412	Senior Clerk-Stenographer .....	200
19	1	D152	Criminologist .....	300
20	3	Q20	Police Women .....	200
20.1	3	Q50	Sergeant (Assistant Inspector) .....	220
21	7	Q60	Lieutenants .....	250
22	1	Q62	Photographer, Police Department .....	225
<b>Uniform Force</b>				
23	1		Supervising Captain .....	333.33
24	1		Captain of Traffic .....	333.33
25	1		Inspector of Motor Vehicles .....	230
26	1		Inspector of Junior Traffic .....	230
27	1		Inspector of Horses and Equipment .....	230
28	1		Inspector of Repairs and Maintenance.....	230
29	3	D52	Jail Matron .....	175
30	1	D52	Jail Matron .....	170
31	1	I14	Junior Chef .....	195
32	10	J70	Hostlers .....	180
33	3	O158	Motor Boat Operator .....	200
34	1	O158	Motor Boat Operator (relief) at rate of .....	200
35	929	Q2	Policemen .....	200
36	25	Q30	Police Patrol Driver .....	200
37	161	Q50	Sergeant .....	220
38	36	Q60	Lieutenant .....	250
39	*12	Q80	Captain .....	300

\* Not more than nine positions to be filled. Appropriation Ordinance provides for only nine positions.

Approved by the Civil Service Commission.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.



**Adopted**

The following recommendations of the Finance Committee were taken up:

**Providing for Membership in Various American Hospital Associations, the Superintendent of the Laguna Honda Home or the Superintendent of the San Francisco Hospital or the Superintendent of the Hassler Health Home to Represent the City and County of San Francisco Therein.**

(Series of 1939)

Resolution No. ...., as follows:

Resolved, That the City and County of San Francisco acquire membership in the American Hospital Association, the Association of Western Hospitals and the Association of California Hospitals and that the Superintendent of the Laguna Honda Home or the Superintendent of the San Francisco Hospital or the Superintendent of the Hassler Health Home be, and either of them is, hereby authorized to make application for membership in each of the afore-enumerated organizations and if said membership is granted either of them to represent the City and County of San Francisco at the meetings of said organizations; and be it

Further Resolved that the annual dues of the Superintendent of the Laguna Honda Home or the Superintendent of the San Francisco Hospital or the Superintendent of the Hassler Health Home for membership in the American Hospital Association, \$10.00; for membership in the Association of Western Hospitals, \$3.00; for membership in the Association of California Hospitals, \$3.00, be paid out of such funds as may be provided for such purpose.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Funds available by the Controller.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.

**Release of Lien Filed Re Old Age Security, Robert Vigo Jensen.**

(Series of 1939)

Resolution No. 469, as follows:

Whereas, Notices of aid have been recorded in San Francisco County, pursuant to Section 4 of the Old Age Security Act and Section 2225 of the Welfare and Institutions Code; and

Whereas, The filing of such notices created a lien on the property of the recipients of such aid; and

Whereas, The recipients of such aid, on payment of the debt secured by such lien are entitled to receive a release thereof; and

Whereas, A lien has been placed by the Board of Supervisors of the City and County of San Francisco, on recommendation of the County Welfare Department, against the property described as follows:

Property of Robert Vigo Jensen, recorded on June 3, 1937, in Book 432, Official Records of Sonoma County, at Page 138.

Now, Therefore, Be It Resolved, That upon receipt of all moneys secured by said lien, David A. Barry, Clerk of the Board of Super-

visors, is hereby authorized to execute and deliver on behalf of and in the name of said Board, a release of such lien.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.

### Refunds of Erroneous Payments of Taxes. (Series of 1939)

Resolution No. 470, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes, to-wit:

From General Fund—Appropriation 60.969.00:

- |   |          |
|---|----------|
| 1. Gerritt Co., for excessive assessment of inventory, Fiscal Years 1938-39 and 1939-40 .....   | \$ 42.09 |
| 2. George F. Wall, duplicate payment of personal property statement, Fiscal Year 1938-39.....   | 2.02     |
| 3. Wells Fargo Bank & Union Trust Co., Trustee for Edw. C. Denigan, Decd., per Vol. 7, Page 28, Line 4, 1939, Unsecured Personal Property Rolls ..... | 19.47    |

Cancellation:

- |  |        |
|--|--------|
| 1. Daniel Carstensen, per Vol. 5, Lot 1, Block 834, Fiscal year 1938 ..... | 400.00 |
|--|--------|

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.

### Confirming Sale of Land on Castro Street to Victor N. Rosenberg, Et Ux.

(Series of 1939)

Resolution No. 471, as follows:

Whereas, pursuant to Ordinance No. 12.172110, Bill No. 1628, the Director of Property advertised in the official newspaper that bids or offers would be received by him on July 14, 1939, for the sale of Lot 19, Assessor's Block 1260, situated in the City and County of San Francisco, State of California, and more particularly described as follows:

Beginning at a point on the northerly line of Duboce Avenue, distant thereon 219 feet 6 inches from the easterly line of Divisadero Street, said point being on the westerly line of the property now or formerly owned by Thomas P. Dorris; thence deflecting 94° 45' 36" to the left from the said line of Duboce Avenue, and running northerly along last named property line 115.104 feet to the southerly line of the property now or formerly owned by Ethel J. Hart and Elsie M. Waller; thence at right angles westerly along last named line and the westerly prolongation thereof 28.495 feet to the northeasterly line of Castro Street as said line of Castro Street is shown on "Map of Opening of Castro Street," recorded January 31, 1938, in Map Book N, at Page 49, Official Records of San Francisco, California; thence running southeasterly along said line of Castro Street on the arc of a curve to the right, tangent to a line deflected 106° 09' 30" to the left from the preceding course, radius 1440 feet, central angle 4° 45' 34",

a distance of 119,618 feet to the northerly line of Duboce Avenue and the point of beginning.

Being a portion of Western Addition Block No. 441.

Whereas, in response to said advertisement, Victor N. Rosenberg and Hannah J. Rosenberg, his wife, offered to purchase said land for the sum of \$750.00 cash, no higher bids having been made or received; and

Whereas, said sum of \$750.00 is more than 90% of the preliminary appraisal of said property as made by the Director of Property, the amount of said appraisal being \$800.00; and

Whereas, Victor N. Rosenberg has paid the Director of Property the sum of \$75.00 as a deposit in connection with this transaction; and

Whereas, the Department of Public Works has recommended the sale of said land.

Now Therefore Be It Resolved, that said offer be and is hereby accepted.

Be It Further Resolved, That the Mayor and Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, be and are hereby authorized and directed to execute a deed for the conveyance of said land to Victor N. Rosenberg and Hannah J. Rosenberg or their assignee. The buyers shall pay the balance of the purchase price within 30 days after approval of this resolution. The Director of Property shall deliver the deed to the grantees upon receipt of the balance of the purchase price.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Description checked by the City Engineer.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.

**Confirming Sale of Certain Land on Alemany Boulevard to  
James H. Morrissey.  
(Series of 1939)**

Resolution No. 472, as follows:

Whereas, pursuant to Ordinance No. 213, Series of 1939, the Director of Property advertised in the official newspaper that bids or offers would be received by him on July 21, 1939, for the sale of the following described City owned land situated in the City and County of San Francisco, State of California:

**Parcel 1:**

Those portions of Lots 19 and 20, according to the map of "Survey of Pforr's Addition to West End Homestead," filed August 23, 1889, in Book "E" and "F" of Maps, page 36, in the office of the Recorder of the City and County of San Francisco, State of California, described as a whole as follows:

Beginning at the point of intersection of the present southwesterly line of Regent Street and the northerly proposed line of Alemany Boulevard; running thence westerly along said line of Alemany Boulevard 21.413 feet to a point distant thereon 100 feet westerly from the westerly terminus of the proposed curve with a radius of 16,504 feet, which is to connect said line of Alemany Boulevard with a line drawn parallel with and perpendicularly distant 20 feet northwesterly from the northwesterly line of San Jose Avenue; thence northeasterly on a line drawn from the last mentioned point on said line of Alemany

Boulevard to a point on the southerly boundary of the right of way of the Southern Pacific Railroad Company, distant thereon 50.823 feet westerly from the northeasterly line of Lot 11 as shown on said map, a distance of 4 feet more or less to the northerly boundary of the land conveyed by Ocean Shore Railroad Company to the City and County of San Francisco by deed dated February 20, 1925; thence easterly along said northerly boundary line 16 feet more or less to a point on the present southwesterly line of Regent Street produced northwesterly and distant thereon 82.11 feet northwesterly from the northwesterly line of San Jose Avenue; thence southeasterly along said line of Regent Street produced, a distance of 5.891 feet to the point of beginning.

**Parcel 2:**

That portion of Lot 9 according to the map of "Survey of Pforr's Addition to the West End Homestead," filed August 23, 1889, in Book "E" and "F" of Maps at page 36, in the office of the Recorder of the City and County of San Francisco, State of California, described as follows:

Beginning at a point which is distant 5.339 feet southwesterly from the northeasterly line of Lot 9, measured on a line drawn and extended parallel with and perpendicularly distant 20 feet northwesterly from the northwesterly line of San Jose Avenue (formerly San Jose Road), as shown on said map; running thence westerly, deflecting  $41^{\circ} 12' 31''$  to the right from said line so drawn and extended, 12.842 feet to a line drawn parallel with and perpendicularly distant northeasterly 10 feet from the southwesterly line of said Lot 9; thence southeasterly along the line so drawn 5.335 feet to the proposed curve with a radius of 16.504 feet which is to connect the proposed northerly line of Alemany Boulevard with the first mentioned line drawn and extended parallel with and perpendicularly distant 20 feet northwesterly from the northwesterly line of San Jose Avenue; thence easterly and north-easterly along said curve to the left 10.321 feet more or less to the point of beginning.

Whereas, in response to said advertisement, James H. Morrissey offered to buy said land for the sum of \$75.00 cash, no higher bids having been made or received; and

Whereas, said sum of \$75.00 is more than 90% of the preliminary appraisal of said property as made by the Director of Property, the amount of said appraisal being \$75.00; and

Whereas, James H. Morrissey has paid the sum of \$75.00 to the Director of Property as a deposit in connection with this transaction; and

Whereas, the Department of Public Works has recommended the sale of said property.

Now, Therefore, Be It Resolved, That said offer be and is hereby accepted.

Be It Further Resolved, That the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, be and are hereby authorized and directed to execute the necessary deed for the conveyance of said lands to James H. Morrissey or his assignee. The Director of Property shall deliver said deed to the Grantee.

Recommended by the Director of Public Works.

Approved as to form by the City Attorney.

Approved by the Director of Property.

Description checked by the City Engineer.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.

**Authorizing Conveyance of Certain City Owned Land to Anita E. Perrine in Exchange for Certain Land Required for Grand View Avenue.**

(Series of 1939)

Resolution No. 473, as follows:

Resolved, in accordance with the recommendation of the Department of Public Works that the City and County of San Francisco, a municipal corporation, quit claim certain real property hereinafter described as Parcel "A" to Anita E. Perrine in exchange for certain land hereinafter described as Parcel "B." Said parcels are situated in the City and County of San Francisco, State of California, and are more particularly described as follows:

**Parcel A:**

Beginning at a point on the present northwesterly line of Grand View Avenue, distant northeasterly thereon 92.29 feet from the northerly line of 23rd Street, said point being also distant thereon 62.853 feet southwesterly from beginning of 178-foot radius curve therein; thence deflecting  $131^{\circ} 06' 46''$  to the left from said present northwesterly line and running westerly 7.300 feet to the proposed northwesterly line of Grand View Avenue, southeasterly corner of property now or formerly owned by Anita E. Perrine and the true point of commencement of this description; thence continuing westerly on last described course produced and southerly Perrine property line, 51.694 feet to a point on the easterly line of Market Street; thence southerly on last mentioned line, along the arc of a curve to the left, the tangent of which deflects  $83^{\circ} 34' 21''$  to the left from last described course at last mentioned point, radius 174.80 feet, central angle  $0^{\circ} 59' 18''$ , a distance of 3.015 feet; thence easterly on a line parallel with and 3 feet at right angles southerly from the second preceding course, 48.856 feet to aforesaid proposed westerly line of Grand View Avenue; thence deflecting  $43^{\circ} 36'$  to the left and running northeasterly along said proposed line; 4.350 feet to true point of commencement.

Being portion of Lots 230 and 231 of Heyman Tract, acquired by the City and County of San Francisco, April 10, 1919, from Mary C. Hunter, and recorded May 22, 1919, in Volume 1125 of Deeds, page 388, Records of said City and County.

**Parcel B:**

Commencing at a point on the northwesterly line of Grand View Avenue, distant northeasterly thereon 92.29 feet from the northerly line of 23rd Street; thence northeasterly, and along said northwesterly line, 62.853 feet to the point of tangency with a curve of 178 foot radius; thence leaving said northwesterly line of Grand View Avenue and running southwesterly along the proposed northwesterly line of Grand View Avenue on the arc of a 178 foot radius curve to the right, tangent to the preceding course, central angle  $5^{\circ} 17' 14''$ , a distance of 16.426 feet; thence continuing southwesterly along said proposed line, tangent to the preceding curve, 51.469 feet to the northerly line of property of the City and County of San Francisco; thence deflecting  $136^{\circ} 24'$  to the left and running easterly along last mentioned northerly line, produced easterly, 7.300 feet to the northwesterly line of Grand View Avenue and the point of commencement.

Being portion of Grand View Avenue closed February 21, 1930, by Resolution No. 32071 (New Series) of the Board of Supervisors of the City and County of San Francisco.

The Mayor and the Clerk of the Board of Supervisors in behalf of said municipal corporation are hereby authorized and directed to execute the necessary quitclaim deed for the conveyance of Parcel "A" to Anita E. Perrine or her assignee. The Director of Property

shall deliver said quitclaim deed to the Grantee upon receipt of the necessary deed to Parcel "B" and is hereby authorized to record the latter deed. Said Parcel "B" is hereby dedicated for public street purposes as a part of Grand View Avenue, which dedication shall become effective upon the recording of the deed to Parcel "B."

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Description checked by the City Engineer.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.

### Land Purchase—Grattan School Playground

(Series of 1939)

Resolution No. 474, as follows:

Resolved, in accordance with the recommendation of the Recreation Department, that the City and County of San Francisco accept a deed from Mary Ross, or the legal owner, to Lot 3, Assessor's Block 1283, San Francisco, required for the Grattan School Playground, and that the sum of \$3,000.00 be paid for said property from Appropriation No. 913.600.11.

The City Attorney shall examine and approve the title to said property.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Funds available by the Controller.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.

### Land Purchase—San Francisco Airport, Parcel 10

(Series of 1939)

Resolution No. 475, as follows:

Resolved, in accordance with the recommendation of the Public Utilities Commission, that the City and County of San Francisco accept a deed from Mills Estate Incorporated to certain land in San Mateo County, Calif., required for the San Francisco Airport, described in agreement recorded Sept. 4, 1930, in Liber 559, Page 1, Official Records of San Mateo County, and that the sum of \$105,000.00 be paid for said land from Appropriation No. 99-900-58.

The City Attorney shall examine and approve the title to said property.

Recommended by the Manager of Utilities.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Funds available by the Controller.

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.



**Flower Show—Rotunda, City Hall**

(Series of 1939)

Resolution No. 467, as follows:

Authorizing the City and County of San Francisco to hold a flower show in the rotunda of the City Hall on September 1 and 2, 1939, for the purpose of exhibiting and advertising the agricultural and horticultural products of said city and county and authorizing the Dahlia Society of California, a non-profit association, to supervise and hold said flower show for and on behalf of said city and county.

That Whereas, the Dahlia Society of California is a non-profit association and has facilities available to hold a fair and flower show in the City and County of San Francisco on September 1 and 2, 1939, for the purpose of exhibiting and advertising the agricultural and horticultural products of said City and County of San Francisco; and

Whereas, the City and County of San Francisco is desirous that said fair and flower show be held as above set forth for the purposes herein mentioned; and

Whereas, the Chief Administrative Officer of the City and County of San Francisco has, from the Publicity and Advertising Funds, allotted and allocated to the said Dahlia Society of California the sum of fifteen hundred dollars (\$1500.00) to cover the expense of holding said flower show, as well as for the expense of awarding prizes and trophies to the exhibitors in said flower show:

Now, Therefore, Be It Resolved that the City and County of San Francisco hold said flower show in the rotunda of the City Hall on September 1 and 2, 1939, and that the Dahlia Society of California be and it is hereby authorized to supervise and manage said flower show and that it be permitted to offer and award such prizes and premiums to the exhibitors in said show as it shall see fit, provided that the cost of said prizes and premiums and the cost of holding said flower show shall not exceed the sum of fifteen hundred dollars (\$1500.00); and provided further, that should the City and County of San Francisco or said Dahlia Society of California be reimbursed from state funds for the expense of holding said flower show, that the amount of said reimbursement shall be paid to the Publicity and Advertising Fund.

Approved as to form by the City Attorney.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.

**Wage Scale—Private Employment on Public Contracts**

(Series of 1939)

Résolution No. 476, as follows:

Resolved, That the highest general prevailing rate of wages paid in private employment to various crafts in the City and County of San Francisco, including wages paid on holidays and for overtime work, is hereby determined and declared to be as herein set forth. Except as herein otherwise specifically provided, the wages herein fixed are *for journeymen* and are based on an eight hour-day, five days per week.

## SECTION 1—BUILDING AND CONSTRUCTION TRADES

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Asbestos Workers .....	\$1.25	Double time after 8 hours.
Asphalt Rakers and Ironers .....	1.10	Time and one-half first 4 hours after 8 hours; double thereafter
Asphalt Shovelers .....	.81¼	Time and one-half first 4 hours after 8 hours; double thereafter
Bricklayers and Stone Ma- sons (6-hour day), (includ- ing granite curbs) .....	1.75	Double time after 6 hours
Bricklayers' tenders and hod carriers (6-hour day), (\$1 day extra for work under- ground) .....	1.25	Double time after 6 hours
Carpenters & cabinet makers (including hardwood floor- men) .....	1.25	Time and one-half first 4 hours after 8 hours; double thereafter
Cement Finishers .....	1.25	Double time after 8 hours
Cribbers .....	1.10	Time and one-half first 4 hours after 8 hours; double thereafter
Electrical Workers (including Fixture Hangers) .....	1.37½	Double time after 8 hours
Elevator Constructors .....	1.50	Double time after 8 hours
Elevator Constructors' Helpers .....	1.05	Double time after 8 hours
<b>Engineers:</b>		
Compressor operators (on steel erection) .....	1.25	Double time after 8 hours
Derricks and Asphalt Plant Building Material Hoists..	1.37½	Double time after 8 hours
Pile Drivers, Locomotive Cranes .....	1.50	Double time after 8 hours
Roller Engineers and Clam- shell Operators, Concrete Mixers and Mechanical Finishers, Asphalt Burn- ers and Concrete Busters .....	1.50	Double time after 8 hours
Trench Machine .....	1.50	Double time after 8 hours
Firemen (Asphalt Plants) .....	1.10	Double time after 8 hours
Truck Crane Engineers ....	1.66⅔	Double time after 8 hours
Caterpillar Engineer, 50 h.p and Over .....	1.50	Double time after 8 hours
Operators of Power Shovels and/or Other Excavating Equipment with Power Shovel Control When Used on Excavating Operations (6-hour day) .....	2.00	Double time after 6 hours
Shovel Firemen, Watchman Oiler (6-hour day) .....	1.33⅓	Double time after 6 hours
Glass Workers, Including Art Glass .....	1.21	Time and one-half first 2 hours after 8 hours; double thereafter
<b>Granite Workers:</b>		
Nozzle Men .....	1.25	Double time after 8 hours
Rod Men .....	1.25	Double time after 8 hours
Finishers .....	1.25	Double time after 8 hours
Ground Wire Men .....	1.25	Double time after 8 hours
Gun Men .....	.90	Double time after 8 hours
Mixer Men .....	1.00	Double time after 8 hours

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Rebound Men .....	.81¼	Double time after 8 hours
Foreman (\$1 per day above highest craftsman) .....		Double time after 8 hours
Housesmiths:		
Reinforced Concrete .....	1.25	Double time after 8 hours
Iron Workers:		
Bridge, Structural, Rigger .....	1.60	Double time after 8 hours
Derrick Engineers .....	1.50	Double time after 8 hours
Bronze and Ornamental (including erection of steel and iron fences) .....	1.25	Time and one-half first 4 hours after 8 hours; double thereafter
Jackhammer Men .....	.97	Time and one-half first 4 hours after 8 hours; double thereafter
Laborers:		
.....		Overtime after 8 hours; and Saturday morning time and one-half; double thereafter
Construction and General..	.81¼	Time and one-half first 4 hours after 8 hours; double thereafter
Mixer Operators .....	.87½	Time and one-half first 4 hours after 8 hours; double thereafter
Vibration Man (over 2½-inch shaft diameter) .....	.97	

Hours of Work for Laborers: Hours of work for laborers shall not exceed eight hours in any one day, said eight hours to commence at 8:00 a. m. and to continue for eight continuous hours thereafter, provided, however, that where shift work is necessary the following conditions shall prevail:

First shift shall commence at 8:00 a. m. and continue for eight hours of continuous work, and the second shift shall commence at 5:00 p. m. and continue for eight hours continuous work. Provided further, that the time not exceeding one hour allowed for meals during any one shift shall not be deemed to break the continuity of work. Where more than two shifts are employed, each shift shall work seven hours of continuous work.

Compensation for all service between 8:00 a. m. and 5:00 p. m., 81¼ cents per hour. Where second shift only is used, 81¼ cents per hour. Where three shifts are used, eight hours' pay at 81¼ cents per hour for seven hours' work, except in shift work all time before 8:00 a. m. and after 5:00 p. m. overtime rate shall prevail.

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Lathers (6-hour day) wood and/or metal .....	1.60	Double time after 6 hours
Marble Trades:		
Shopmen and Helpers .....	.81¼	Time and one-half first 4 hours after 8 hours; double thereafter
Polishers .....	.78¾	Time and one-half first 4 hours after 8 hours; double thereafter
Bed Rubbers .....	.84¾	Time and one-half first 4 hours after 8 hours; double thereafter
Cutters, Coppers, Carborundum Men .....	.90	Time and one-half first 4 hours after 8 hours; double thereafter
Carvers .....	1.02½	Time and one-half first 4 hours after 8 hours; double thereafter

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Marble Masons and Setters..	1.31½	Time and one-half first 4 hours after 8 hours; double thereafter
Mosaic and Terazzo Workers	1.12½	Time and one-half after 8 hours
Mosaic and Terazzo Workers' Helpers .....	.75	Time and one-half after 8 hours
Mucker .....	.90	Time and one-half first 4 hours after 8 hours; double thereafter
Painters .....	1.25	Time and one-half after 7 hours
Painters, Structural Iron Work .....	1.37½	Time and one-half after 8 hours
Painters, Varnishers and Polishers .....	1.10	Time and one-half after 8 hours
Pile Drivers .....	1.40	Double time after 8 hours
Plasterers (6-hour day) .....	1.66⅔	Double time after 6 hours
Plasterers' Tenders and Hod Carriers (6-hour day) .....	1.40	Double time after 6 hours
Plumbers and Gas Fitters (including pipe calking)....	1.40	Double time after 8 hours; Saturday morning at straight time on existing installations
Ornamental Plasterers:		
Casters (6-hour day) .....	1.50	Double time after 6 hours
Model Makers (6-hour day) .....	1.50	Double time after 6 hours
Modelers (6-hour day) .....	2.00	Double time after 6 hours
Roofers and Waterproofers....	1.21	Time and one-half first 4 hours after 8 hours; double thereafter
Sheet Metal Workers .....	1.25	Time and one-half first 4 hours after 8 hours; double thereafter
Sprinkler Fitters .....	1.25	Double time after 8 hours
Steam Fitters .....	1.37½	Double time after 8 hours
Stone Cutters:		
Soft and granite, including granite curbs .....	1.12½	Time and one-half first 4 hours after 8 hours; double thereafter
Stone Derrickmen .....	1.25	Double time after 8 hours
Tile Setters .....	1.37½	Double time after 8 hours
Tile Setters' Helpers .....	.87½	Double time after 8 hours
Timberman (tunnel) .....	1.10	Time and one-half first 4 hours after 8 hours; double thereafter
Dump Truck Drivers (7-hour Day)		
2 yards or less, water level per day.....		\$ 7.00
3 yards, water level per day.....		7.50
4 yards, water level per day.....		8.00
5 yards, water level per day.....		8.00
6 yards, water level per day.....		8.50
7 yards, water level per day.....		9.00
Over 7 yards, water level per day.....		10.00
Truck Drivers of Concrete Mixer Trucks (7-hour Day)		
2 yards or less per day.....		\$ 7.50
3 yards per day.....		8.00
4 yards per day.....		8.50
5 yards per day.....		8.50
6 yards per day.....		9.00
Tractor Driver (up to 35 h.p.) (6-hour day) .....	8.00	Time and one-half after 6 hours
Tractor Driver (over 35 h.p. to 50 h.p.) (6-hour day) .....	9.00	Time and one-half after 6 hours

(Working time for truck drivers, tractor drivers and all engineers shall be reckoned by half day and full day. Overtime for truck drivers at time and a half after seven hours.)

## SECTION 2—BUILDING TRADE—SHOP RATES

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Cabinet Workers, Millmen, Machine and Bench Hands (Shop) .....	\$1.06¼	
Varnishers and Polishers (Shop) .....	1.10	

## SECTION 3—METAL TRADES—FIELD RATES

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Blacksmiths .....	\$1.30	Time and one-half after 8 hours
Boilermakers .....	1.50	Time and one-half after 8 hours
Boilermakers' Helpers .....	1.25	Time and one-half after 8 hours
Machinists .....	1.25	Double time after 8 hours
(On new work)		
Machinists' Helpers .....	.85	Double time after 8 hours
(On new work)		
Machinist (Maintenance) ....	1.12½	Double time after 8 hours

## SECTION 4—METAL TRADES—SHOP RATES

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Pattern Makers (based on 7- hour day) .....	\$1.50	Time and one-half first 4 hours after 7 hours; double thereafter
Molders and Coremakers .....	1.10	Time and one-half first 4 hours after 8 hours; double thereafter
Blacksmiths .....	1.30	Time and one-half first 4 hours after 8 hours; double thereafter
Blacksmiths' Helpers .....	.75	Time and one-half first 4 hours after 8 hours; double thereafter
Boilermakers .....	1.10	Time and one-half first 4 hours after 8 hours; double thereafter
Boilermakers' Helpers .....	.75	Time and one-half first 4 hours after 8 hours; double thereafter
Machinists .....	1.00	Double time after 8 hours
Machinists (Maintenance) ..	1.12½	Double time after 8 hours
Machinists' Helpers .....	.75	Double time after 8 hours
Machinists' Helpers (Maintenance) .....	.85	Double time after 8 hours
Ornamental Iron Workers (Shop) .....	1.12½	Time and one-half first 4 hours after 8 hours; double thereafter

*Rates of Pay for Classifications in Structural Iron Works (Shop)**Per Hour*

Template Maker .....	\$ .90
Layout .....	.90
Flange Turner .....	.90
Fitter .....	.85
Welder .....	.85
Blacksmith .....	.80
Riveter .....	.80
Burner .....	.70
Multiple Drill Operator .....	.70
Rack Punch Operator .....	.70
Bulldozer .....	.65
Drill Press Operator .....	.65
Millman .....	.65
Punchman .....	.65

Shearman .....	.65
Holderon .....	.65
Bolt and Rivet Maker .....	.60
Duplicator .....	.625
Fitter Helper .....	.60
Craneman .....	.60
Slinger .....	.575
Heater Boy .....	.575
Reamer .....	.575
Bolt Threader .....	.575
Painter, Brush .....	.575
Painter, Spray .....	.725
Sand Blaster .....	.725
Miscellaneous Helpers:	
Over 3 months' experience .....	.575
Less than 3 months' experience .....	.50
Toolmaker .....	1.10
Time and one-half first 4 hours	
after 8 hours; double thereafter	

## SECTION 5—MISCELLANEOUS TRADES

<i>Craft</i>	<i>Rate</i>
Well Drillers .....	\$1.10
Well Drillers (hand tool foremen) .....	1.10
Diamond Drillers .....	1.10
Powderman .....	1.10
Washers, Polishers and Greasers (garagemen) .....	.75
<i>Overtime Rate</i>	

## SECTION 6—CULINARY WORKERS

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Head Cook .....	\$37.50	\$1.50 hour
Other Cooks .....	32.50	\$1.50 hour
Cooks' Helpers .....	25.00	\$1.50 hour
		(Short shifts, not less than 3 hours, \$1 hour)
Waiters .....	21.00	\$0.75 hour
Waitresses .....	21.00	\$0.75 hour
Dishwasher and Vegetable Man (straight shift) .....	17.50	\$0.50 hour
Dishwasher and Vegetable Man (broken shift) .....	20.00	\$0.50 hour

## SECTION 7—FURNITURE TRADES

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Carpet Layers, Cutters and Measurers (Linoleum, Cork, Rubber and Mastic) .....	\$10.00	Double time after 8 hours
Carpet Seamstresses (large machines) .....	6.60	Double time after 8 hours
Carpet Seamstresses (small machines) .....	6.05	Double time after 8 hours
Carpet Layers' Apprentices:		
1st 6 months out .....	5.00	Double time after 8 hours
2d 6 months out .....	5.50	Double time after 8 hours
3d 6 months out .....	6.25	Double time after 8 hours
4th 6 months out .....	7.00	Double time after 8 hours
5th 6 months out .....	8.00	Double time after 8 hours



<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
6th 6 months out.....	9.00	Double time after 8 hours
Shade and Drapery Makers and Hangers (including Venetian Blinds) .....	8.80	Time and one-half first 4 hours after 8 hours; double thereafter
Upholsterers .....	8.80	Time and one-half first 4 hours after 8 hours; double thereafter
Furniture Handlers, Packers and Strippers .....	6.60	Time and one-half first 4 hours after 8 hours; double thereafter
Drapery Seamstresses .....	5.10	Time and one-half first 4 hours after 8 hours; double thereafter

SECTION 8—DREDGE BOATS  
(8-hour day—4-hour Saturday)

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Dredge Captain .....	\$270	Double time after 8 hours
Leverman .....	245	Double time after 8 hours
Fireman .....	170	Double time after 8 hours
Deckhand .....	170	Double time after 8 hours
Bargeman .....	170	Double time after 8 hours

Wherever welding processes are involved the rate paid for such shall be as herein fixed for the crafts performing the work.

Saturdays and holiday work at double time. Holidays are New Year's Day, Decoration Day, Fourth of July, Labor Day, Admission Day, *Armistice Day*, Thanksgiving and Christmas.

Nothing herein shall prevent the employment of apprentices properly indentured in accordance with federal or state laws or regulations and at rates of pay as determined in apprentice indentures approved by the State Department of Industrial Relations and/or in accordance with labor standards set up by the State Apprenticeship Council.

Approved by the Civil Service Commission.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.

Passed for Second Reading

The following recommendations of the Finance Committee were taken up:

Supplemental Appropriation of \$1551.64 for Extra Work Under  
Airport Contract No. 46—Paving at San Francisco Airport.

(Series of 1939)

Bill No. 278, Ordinance No. ...., as follows:

Authorizing a supplemental appropriation of \$1551.64 out of the surplus in Appropriation No. 99-916-00—Airport Bond Fund—improvements to runways, fields and grounds to pay for extra work in excess of ten per cent of the certified estimated contract price under Airport Contract No. 46—Paving at San Francisco Airport.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1: The sum of \$1551.64 is hereby appropriated out of the surplus existing in Appropriation No. 99-916-00—Airport Bond Fund—improvements to runways, fields and grounds, to be credited to Ap-

propriation No. 99-916.01, for the purpose of paying for extra work in excess of ten per cent of the certified estimated contract price under Airport Contract No. 46—Paving at San Francisco Airport, said extra work in excess of the ten per cent of the original contract price resulting from the exclusion of credit orders amounting net to \$1569.86 from the original contract price.

Recommended by the Manager of Utilities.

Approved as to form by the City Attorney.

Approved by the Public Utilities Commission. (Resolution No. 3361.)

Approved as to funds available by the Controller.

Approved by the Mayor.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.

**Supplemental Appropriation of \$90,000 for Purchase of a Minimum of 10 Automotive Buses for Municipal Railway.**  
(Series of 1939)

Bill No. 279, Ordinance No. ...., as follows:

Authorizing a supplemental appropriation of \$90,000 out of the surplus in the Municipal Railway Operating Fund for the purchase of a minimum of 10 automotive buses, including necessary engineering and traveling expenses, to extend Municipal Railway.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$90,000 is hereby appropriated out of the surplus existing in the Municipal Railway Operating Fund to the credit of Appropriation No. 965-400-00—Equipment, to provide funds for the purchase of a minimum of 10 automotive buses, including necessary engineering and traveling expenses, to extend the Municipal Railway service.

Recommended by the Manager of Utilities.

Approved as to form by the City Attorney.

Approved by the Public Utilities Commission. (Resolution No. 3363.)

Funds available by the Controller.

Approved by the Mayor.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.

**Passage for Second Reading**

The following recommendation of Finance and Public Utilities Committee was taken up:

**Ordinance Prescribing Procedure Respecting Applications for and Granting of Franchises.**  
(Series of 1939)

Bill No. 280, Ordinance No. ...., as follows:

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Franchises which the City and County of San Francisco is authorized to grant shall be granted, only, by ordinance and the

granting thereof shall be governed by this ordinance, and any and all other pertinent ordinances of the City and County, together with the applicable provisions of the charter of the City and County.

Section 2. Any person, firm or corporation desiring a franchise shall file with the Clerk of the Board of Supervisors of the City and County a written application therefor, together with a proposed form of ordinance granting the franchise desired.

Section 3. The proposed ordinance, in the form requested by the applicant, shall be introduced in the Board of Supervisors, and from and after its introduction shall be subject to the general provisions of the charter respecting the passage of ordinances, and to all special provisions of the charter respecting ordinances granting franchises.

Section 4. The ordinance granting any such franchise shall specify therein the conditions upon which the same is granted and prescribe such regulations respecting the exercise thereof as may be deemed necessary and proper.

Section 5. The provisions of this ordinance shall apply not only to applications for franchises hereafter made, but, also, to any applications for franchises heretofore made, and now pending, which conform to the requirements hereof.

Approved as to form by the City Attorney.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Uhl—8.

Absent: Supervisors McGowan, Schmidt, Shannon—3.

### Consideration Postponed

The following recommendation of Judiciary Committee was taken up:

#### Submitting Charter Amendment Providing Minimum Wage for Full-Time Civil Service Employees.

(Series of 1939)

Resolution No....., as follows:

Resolved, that the following proposed Charter Amendment be *submitted* to the electors and the Election of November 7, 1939 to wit:

#### Charter Amendment No. 1

##### Personal Service Estimates

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco, State of California, to amend the Charter of said City and County, by amending Section 71 of the Charter of the City and County, relating to personal service estimates.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of said City and County at the general election to be held on the 7th day of November, 1939, a proposal to amend the Charter of the City and County, as follows:

##### Personal Service Estimates

Section 71. All increases in salaries or wages of officers and employees shall be determined at the time of the preparation of the annual budget estimates and the adoption of the annual budget and appropriation ordinances, and no such increase shall be effective prior to the fiscal year for which the budget is adopted. Salary and wage rates for classes of employments subject to salary standardization, as in this charter provided, shall be fixed in the manner provided in this charter. Salary and wage rates for classes of employment not subject to salary standardization, exclusive of compensations fixed by this charter, shall be recommended by the officer, board or commis-

sion having appointive power for such employments, and fixed by the budget and the annual salary ordinance. Pending the adoption of salary standards as in this charter provided, the salary and wage rates for positions subject to such standardization shall be as recommended by the officer, board or commission having appointing power for such positions and fixed by the budget and annual salary ordinance; *provided that the minimum compensation for employes subject to the Civil Service provisions of this charter shall be not less than Fifty (50c) per hour nor less than One Hundred Six Dollars (\$106.00) per month*; and provided further that any compensation paid as of January 1st, 1931, to an incumbent who legally held a position in the city and county service at that time, shall not be reduced so long as such incumbent legally holds such position. *No compensation other than the minimum as in this Section provided*, shall be increased so as to exceed the salary or wage paid for similar services of like character and for like service and working conditions in other city departments or in private employments, nor so as to exceed the rate fixed for such service or position in the proposed schedule of compensations issued by the civil service commission under date of April 9th, 1930, except as such proposed schedule or compensation is amended as provided in this charter, or extended by the civil service commission to include classification not included therein.

#### Motion for Postponement

Supervisor Colman, seconded by Supervisor Brown, moved that the foregoing matter remain on the Calendar for one week, and be made a special order of business on Monday, August 21, 1939, at 2:30 P. M.

Supervisors Colman and Brown explained at length the reasons for their request for postponement, stating that in view of the vote of the people on Salary Standardization they felt it most advisable that if opposition to the proposed charter amendment should arise it could be made known before submission to the electors was ordered.

Supervisors McSheehy and McGowan, in view of the expressed opinions of the Supervisors regarding compensations for underpaid employees, particularly institutional workers, and because of the unanimous recommendation of the Judiciary Committee, urged immediate action by the Board.

#### Privilege of the Floor

Mr. M. J. Rowan, representing Institutional workers, on motion by Supervisor Uhl, was granted the privilege of the floor. Mr. Rowan opposed the requested postponement, expressing fear lest the proposed amendment be joined with other proposed amendments. However, on being assured that such was not the intention he withdrew his objection.

#### Motion Carried

Thereupon, the motion being put and no objections voiced, same was declared carried.

#### Request for Charter Amendment to Provide for Payment of Prevailing Wage Scale to Laborers

During the foregoing discussion, the Clerk presented and read a communication from the Public Works Laborers Union No. 978, by Thomas A. Hawkins, President, requesting the submission of a proposal to the electors to amend Section 71 of the Charter to provide for the payment to laborers of the prevailing wage paid in private employment.

Communication referred to Judiciary Committee.

**Adopted**

The following recommendations of the Streets Committee were taken up:

**Approving Map of Resubdivision of Part of Assessor's Block 3588; Accepting Linda Street; and Approving and Accepting Bond for Taxes in Connection Therewith.**

(Series of 1939)

Resolution No. 481, as follows:

Resolved, That that certain map entitled "Map of Resubdivision of Part of Assessor's Block 3588, San Francisco, Calif., composed of 1 sheet," be and is hereby approved and adopted as the official map of Resubdivision of Part of Assessor's Block 3588, San Francisco, Calif., and that portion of land delineated and designated thereon as Linda Street, is hereby accepted on behalf of the City and County of San Francisco, and declared to be an open public street dedicated to public use, to be known as Linda Street, and be it

Further Resolved, That the City and County of San Francisco accept that certain deed dated the 15th day of May, 1939, from The Borden Company, granting to the City and County of San Francisco, a Municipal Corporation, all that land comprising Linda Street as delineated upon said map, and be it

Further Resolved, That the City and County of San Francisco accept that certain deed dated the 15th day of May, 1939, from The Borden Company, a corporation, granting to the City and County of San Francisco, a municipal corporation, an easement for the construction, maintenance and operation of a street lighting standard, and be it

Further Resolved, That that certain bond in the sum of \$2,264.00 executed the 29th day of May, 1939, between The Borden Company, as principal, and Palmira Catelli and E. F. Smith, as sureties, running to the City and County of San Francisco, conditioned for the payment of all taxes or special assessments collected as taxes which are at the time of filing said map, a lien against the land or any part thereof as shown upon said map but not yet payable, be and is hereby approved and accepted, the said sum of \$2,264.00 being sufficient to cover all the taxes which are a lien upon the property described in said map and which are not yet payable, the amount of such taxes being estimated by the Controller of the City and County of San Francisco to be \$1,132.00.

Approved as to form by the City Attorney.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.

**Accepting Deed to Sewer Easement Extending from Ridge Lane Southeasterly of Caine Avenue to a Point 112.3 Feet Southwest-ly Therefrom.**

(Series of 1939)

Resolution No. 477, as follows:

Resolved, That in accordance with the recommendation of the Department of Public Works, the City and County of San Francisco accept that certain deed from Lulu A. McClenahan and T. W. McClenahan, her husband, dated the 3rd day of August, 1939, granting to the City and County of San Francisco a sewer easement, 10 feet in

width, extending from Ridge Lane southeasterly of Caine Avenue to a point 112.3 feet southwesterly therefrom.

Approved as to form by the City Attorney.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.

#### Adopted

The following recommendation of Public Buildings and Lands Committee was taken up:

**Establishing Set-Back Lines Southerly Side of Camino del Mar  
Between 32nd Avenue and Lake Street.**

(Series of 1939)

Resolution No. 478, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 1983, dated June 1, 1939, reading as follows:

Resolved, That subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following Building Set-back Line be, and the same is hereby established:

Along the southerly side of Camino del Mar between 32nd Avenue and Lake Street, said set-back line to be 7 feet 6 inches,

Is hereby approved.

Public Buildings, Lands and City Planning Committee recommends "Do Not Pass."

Approved as to form by the City Attorney.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.

#### Final Passage

The following recommendation of Public Welfare Committee was taken up:

**Amending Section 6 of Ordinance No. 121 (Series of 1939). An  
Emergency Ordinance relative to granting relief to dependent  
non-residents.**

(Series of 1939)

Bill No. 281, Ordinance No. 262, as follows:

Amending Section 6 of Ordinance No. 121, (Series of 1939) entitled, "Providing for the granting of emergency relief to dependent non-residents of the City and County of San Francisco, defining certain terms used in this ordinance, determining the amount and character of relief which may be granted to dependent non-residents and authorizing the Public Welfare Commission to administer said relief and to make rules and regulations regarding the granting of said relief and to incur, on behalf of the City and County of San Francisco, the cost of transporting non-resident indigents to another county or state." An emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 6 of Ordinance No. 121, (Series of 1939), the title of which is recited above, is hereby amended to read as follows:

Section 6. Any dependent non-resident who was, on the 15th day



of March, 1939, receiving emergency relief through the Board of Supervisors of the City and County of San Francisco or through the Public Welfare Commission thereof, may, if the conditions on which the allowance of said relief was made have not changed, continue to receive said relief through the agency of the Public Welfare Commission until the 15th day of February, 1940, and the Board of Supervisors does hereby declare that said persons, as long as the conditions on which the granting of said relief were based have not changed, are entitled to emergency relief pursuant to the provisions of Section 2501 of the Welfare and Institutions Code, to and until the 15th day of February, 1940.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does by the vote by which this ordinance is passed declare that an actual emergency exists which necessitates this ordinance becoming effective at once. The nature of said emergency being as follows, to-wit: That under Section 6 of Ordinance No. 121 (Series of 1939) the period for the granting of relief to dependent non-residents who have been receiving emergency relief since March 15th of the present year will expire on September 1, 1939 and it is necessary that this ordinance become effective on or before the said 1st day of September, 1939, for the preservation of the health and safety of the people of the City and County of San Francisco and for the uninterrupted operation of the Department of Public Welfare.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.

#### Adopted

The following recommendations of His Honor the Mayor were taken up:

##### Leave of Absence—Judge Theresa Meikle.

(Series of 1939)

Resolution No. 479, as follows:

Resolved, That in accordance with the recommendation of his Honor the Mayor, Judge Theresa Meikle is hereby granted a leave of absence for a period commencing August 23rd and ending September 27th, 1939, with permission to leave the State.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.

##### Leave of Absence—Hon. W. W. Chapin, Member City Planning Commission.

(Series of 1939)

Resolution No. 480, as follows:

Resolved, That in accordance with the recommendation of His Honor the Mayor, Honorable W. W. Chapin, member of the City Planning Commission, is hereby granted a leave of absence for a period of one hundred days, commencing September 8, 1939, with permission to leave the State.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.

ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,  
BILLS AND COMMUNICATIONS NOT CONSIDERED OR  
REPORTED UPON BY A COMMITTEE.

Passage for Second Reading

Reappropriating \$675 Out of Surplus Existing in Appropriation No. 935.200.00 to the Credit of Appropriation No. 935.101.00, creating the Position of One Sound Technician (part time) at \$75 per Month in the Real Estate Department—Auditorium, and Providing the Compensation Therefor, for the Period October 1, 1939, to June 30, 1940.

(Series of 1939)

The Finance Committee presented Bill No. 282, Ordinance No. .... as follows:

Reappropriating \$675 out of surplus existing in Appropriation No. 935.200.00 to the credit of Appropriation No. 935.101.00, creating the position of one Sound Technician (part time) at \$75 per month in the Real Estate Department—Auditorium, and providing the compensation therefor, for the period October 1, 1939, to June 30, 1940.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$675 is hereby reappropriated and set aside out of surplus existing in Appropriation No. 935.200.00 to the credit of Appropriation No. 935.101.00 to provide funds for the compensation of Sound Technician (part time) at \$75 per month in the Real Estate Department—Auditorium for the period October 1, 1939, to June 30, 1940.

Section 2. The position of one Sound Technician (part time) at \$75 per month is hereby created.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.

Retention of State Emergency Relief Headquarters in San Francisco

(Series of 1939)

Supervisor Brown presented Resolution No. 482 as follows:

Whereas, Announcement has been made of the intended removal of the State Relief Headquarters from San Francisco to Los Angeles, and

Whereas, It is imperative that all effort be made to prevent this action which will automatically take from San Francisco a considerable number of residents profitably employed; now, therefore, be it

Resolved, That the Board of Supervisors issue an invitation to the leaders of all civic and labor groups, industry, commerce, shipping and all interested citizens, to meet with the Supervisors in these chambers at a special meeting, Monday, August 21, 1939, at 2 P. M., to make a united request to Governor Olson that State Emergency Relief Headquarters be retained in San Francisco.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.

Commending John E. Curley as Winner of Scholarship in James F. Kemper Foundation, Northwestern University, in Traffic Accident Prevention.

(Series of 1939)

Supervisor McGowan presented Resolution No. 483, as follows:

Whereas, There was recently held an examination open to patrolmen in the Traffic Department of the Police Department, the winner of which was to be awarded a scholarship in the James F. Kemper Foundation of Northwestern University, and

Whereas, John E. Curley was found to be the winner of the award and is now about to be sent to Northwestern for the regular academic course given by that University in Traffic Accident Prevention, and

Whereas, This examination was held by representative cities throughout the United States, and only eight other patrolmen are to be so honored which makes his qualifications all the more apparent, and

Whereas, San Francisco and its representatives, the Board of Supervisors, are proud of the record of Patrolman Curley and of his brilliant showing among a large field of contestants in the examination; now, therefore, be it

Resolved, That this Board of Supervisors hereby goes on record as commending Patrolman John E. Curley and wishes him success in his endeavor to widen his horizon with respect to the prevention of traffic accidents in our city; and be it further

Resolved, That a copy of this resolution be sent to Chief William J. Quinn and Patrolman John E. Curley of the San Francisco Police Department.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—10.

Absent: Supervisor Shannon—1.

Supervisor John M. Ratto to Represent San Francisco, with S. F. Sheriff's Mounted Posse, at Salem, Oregon, State Fair, Sept. 1-10, 1939.

(Series of 1939)

Supervisor Ratto presented Resolution No. 484, as follows:

Resolved, That the President of this Board be and is hereby authorized and requested to appoint Supervisor John M. Ratto to attend and officially represent the City and County of San Francisco, with the San Francisco Sheriff's Mounted Posse, at the Oregon State Fair to be held at Salem, Oregon, September 1st to 10th, inclusive, 1939.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors McSheehy, Shannon—2.

**In Memoriam—Hon. William Henry Langdon**

(Series of 1939)

Supervisor Roncovieri presented Resolution No. 485, as follows:

Whereas, Almighty God has summoned to his eternal reward, the

Honorable William Henry Langdon, former Associate Justice of the Supreme Court of the State of California; and

Whereas, During his lifetime, Mr. Langdon served the City and County of San Francisco efficiently and with distinction both as Superintendent of Schools and District Attorney; and

Whereas, Mr. Langdon will be sorely missed by the many people in this City who knew and loved him; now, therefore, be it

Resolved, That this Board of Supervisors notes with sincere regret the passing of William Henry Langdon and takes this opportunity to express its heartfelt sympathy to his bereaved widow and family; and, be it

Further Resolved, That when the Board adjourns this day, it does so out of respect to the memory of the late William Henry Langdon.

*Unanimously adopted by rising vote.*

**President of Board to Appoint Committee of Supervisors to Attend State Fair at Sacramento on "San Francisco Day," September 4, 1939.**

(Series of 1939)

Supervisor Roncovieri presented for Supervisor Shannon: Resolution, No. 486, as follows:

Whereas, The State Agricultural Society in charge of the California State Fair and Exposition to be held in Sacramento September 1st through September 10th, 1939, has designated Monday, September 4th, as "San Francisco Day" at the Fair; and

Whereas, This occasion will afford a splendid opportunity for the representatives of the City and County of San Francisco to further cement friendly and co-operative relations with our neighbors in the Northern and Central California region, in line with the aim expressed in resolution recently adopted by this Board; now, therefore, be it

Resolved, That the President of this Board be and he is hereby authorized and requested to appoint a committee of Supervisors to attend, and represent the City and County of San Francisco at the California State Fair and Exposition on "San Francisco Day," Monday, September 4th, 1939.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors McSheehy, Shannon—2.

### **Appointment of Presidential Reception Committee**

(Series of 1939)

Supervisor McSheehy presented Resolution No. ...., as follows:

Whereas, The President of the United States, Franklin D. Roosevelt, will visit this city and the Golden Gate International Exposition in the near future, and

Whereas, It is fitting that the Chief Executive of our Nation should be publicly honored with a Civic Reception and Celebration bespeaking San Francisco's hospitality and its recognition of signal services rendered to the city and its citizens by President Roosevelt and his Administration; and

Whereas, This Reception and Celebration will fittingly supplement the honors to be extended our President at the Exposition on Treasure Island and allow thousands more of our citizens to view the President and join in the reception; therefore, be it

Resolved, That the Mayor is hereby requested and authorized to

appoint an official Presidential Reception Committee of city officials and leading citizens whose duty it will be to arrange and put into execution a program of special events honoring the President during the period of his visit in the city; and

Further Resolved, That the President be notified as soon as possible of this Reception and his participation to the fullest extent possible be requested.

*Referred to Exposition Committee.*

**Request for Preparation of Legislation to Provide for Physical Examinations for Domestic Who Come in Close Contact with Children.**

(Series of 1939)

Supervisor McGowan presented Resolution No....., as follows:

Whereas, It has come to public attention, on several occasions, that tragedy has been visited upon children of tender years through the transmission to them of incurable and oft-times fatal diseases, from active carriers employed in homes, whose duties place them in close association with such children, and

Whereas, Such a condition is appalling and calls for such immediate action as will obviate the possibility of its recurrence; now, therefore, be it

Resolved, That the City Attorney, in collaboration with the Director of Public Health, prepare immediately for action by this Board, such legislation as will provide regulations requiring physical examinations for those domestics who come in close contact with children of such ages as to be susceptible to contagious diseases.

*Referred to Health Committee.*

**Provision for Registration**

Supervisor Brown moved that the Registrar of Voters be requested to give immediate consideration to the provision of extra places for registration of citizens throughout the city, and that he be requested, also, to make provision for registration to those confined in hospitals in our city. Seconded by Supervisor Colman.

No objection and so ordered.

**Congratulations to Lieutenant General Bowley**

Supervisor Colman, seconded by Supervisor Roncovieri, moved that the Board send its heartiest congratulations to Lieutenant-General Bowley on his recent promotion to that rank.

No objection and so ordered.

**Congratulations to Supervisor Shannon**

The following telegram was, on motion by Supervisor Uhl, ordered sent to Supervisor Warren Shannon:

August 14, 1939.

Hon. Warren Shannon,  
The Riverside Hotel,  
Reno, Nevada.

Your colleagues on the Board of Supervisors congratulate you on your marriage and hope that your honeymoon will be beyond

MONDAY, AUGUST 14, 1939

your fondest expectation and that your colleagues will have the pleasure of meeting Mrs. Warren Shannon at an early date.

DAVID A. BARRY,  
Clerk, Board of Supervisors.

### ADJOURNMENT

There being no further business, the Board, at the hour of 6:20 P. M., adjourned.

DAVID A. BARRY, Clerk

Approved by the Board of Supervisors August 21, 1939.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,  
Clerk of the Board of Supervisors,  
City and County of San Francisco.



Vol. 34

No. 36

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Monday, August 21, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco



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# JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

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MONDAY, AUGUST 21, 1939, 2 P. M.

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In Board of Supervisors, San Francisco, Monday, August 21, 1939,  
2 P. M.

The Board of Supervisors met in regular session.

## CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors McSheehy, Schmidt—2.

Supervisor McSheehy was noted present at 2:20 P. M.

Supervisor Schmidt excused.

Supervisor Shannon was excused from attendance at 5:50 P. M. when Supervisor Ratto took the chair.

Supervisors Brown and Colman were excused at 6:45 P. M.

## APPROVAL OF JOURNAL

The Journal of Proceedings of the meeting of August 14, 1939, was considered read and approved.

## Presentation to Board of Officer John E. Curley

President Warren Shannon presented to the Board, Patrolman John E. Curley, winner of Scholarship Award in James F. Kemper Foundation, Northwestern University, in Traffic Accident Prevention, and extended to Officer Curley the commendation of the Board and the Board's wishes for his success.

Officer Curley expressed briefly his appreciation of the Board's commendation and good wishes.

Supervisor McGowan, at the request of the Chair, responded on behalf of the Board.

## Congratulations to President Shannon

Supervisor Colman, on behalf of the Board, extended to Supervisor Warren Shannon, congratulations on his recent marriage and best wishes for happiness.

President Shannon responded briefly, thanking the members of the Board for their kind feeling and good will toward him.

**SPECIAL ORDER—2:00 P. M.**

Pursuant to Resolution No. 482, presented by Supervisor Brown, and adopted by the Board, Aug. 14, 1939, as follows:

**Retention of State Emergency Relief Headquarters in San Francisco**

(Series of 1939)

Whereas, Announcement has been made of the intended removal of the State Relief Headquarters from San Francisco to Los Angeles, and

Whereas, It is imperative that all effort be made to prevent this action which will automatically take from San Francisco a considerable number of residents profitably employed; now, therefore, be it

Resolved, That the Board of Supervisors issue an invitation to the leaders of all civic and labor groups, industry, commerce, shipping and all interested citizens, to meet with the Supervisors in these chambers at a special meeting, Monday, August 21, 1939, at 2 P. M., to make a united request to Governor Olson that State Emergency Relief Headquarters be retained in San Francisco.

**Committee of the Whole**

Supervisor Brown, after explaining the situation prompting the presentation of the foregoing Resolution, moved that the Board resolve itself into a Committee of the Whole, the President of the Board to preside as chairman.

No objection and so ordered.

**Privilege of the Floor**

Mr. Wesley McKenzie, Chairman of Industrial Development Committee of the Central Council of Civic Clubs; Mr. Charles J. Rousseau, Vice-President Apartment House Owners' Association of San Francisco; Mrs. Rose Walker, representing the Southern Council of Civic Clubs; Mr. Jerry Watkins, representing Nob Hill Protective Association; Mrs. A. B. Baumann, Eureka Valley Promotion Association; Mr. Joseph Pasqualetti, from the North Beach District; Assemblyman Thomas Maloney, Chairman of San Francisco's Delegation to the State Legislature; Mr. George W. Schultz, representing American Political Economy Association; Mr. Lloyd Taylor, of the Market Street Association, were granted the privilege of the floor, and on behalf of themselves or their respective organizations, urged that every effort be made to secure the retention of the State Relief Administration Headquarters in San Francisco.

**Committee of the Whole Arises**

Supervisor Brown moved that the Committee of the Whole rise and report.

No objection and so ordered.

**Reconvening as Board of Supervisors**

On motion by Supervisor Brown, the Board reconvened as a Board of Supervisors.

Supervisor Brown, seconded by Supervisor Colman, moved that the Board of Supervisors invite the various civic clubs, including those whose representatives had just addressed the Board, to go along with the Board in preparing for a mass meeting, and that a telegram be sent to the Governor, in the name of the Board and Civic groups, asking him if he will attend such meeting, and to select a date therefor.

**Amendment to Motion**

Supervisor Uhl moved, as an amendment to the foregoing motion, that the Board ask the Governor if it can call on him on Tuesday or

Wednesday, for the purpose of discussing the matter with him and presenting San Francisco's opposition to the proposed removal of the SRA headquarters.

Supervisor McGowan, in seconding the motion, expressed the opinion that the Board should call on the Governor, rather than ask the Governor to come to San Francisco. He suggested further, that a delegation headed by His Honor, the Mayor, should be sent to Sacramento, immediately.

The Chair, after discussion as to the proper action to be taken to achieve the desired results, suggested that the consensus of opinion was that the Clerk of the Board communicate with the Governor of the State of California, asking the time and place where he could meet with a delegation from San Francisco to discuss the matter of possible removal of SRA headquarters from San Francisco, and that the Governor should be requested not to take final action on removal of the SRA offices from San Francisco until such time as the committee of this Board, and other committees, have had an opportunity to sit down with him.

Suggestion accepted by Supervisors Uhl and McGowan in lieu of motion previously made.

#### Amendment to Suggestion

After further brief discussion, Supervisor Uhl suggested that the foregoing suggestion, now accepted as a motion, be amended to provide that the President of the Board, rather than the Clerk, communicate the desires of the Board to His Excellency, the Governor.

No objection, and so ordered.

#### Mayor to Head Delegation

Supervisor McGowan, seconded by Supervisor Roncovieri, moved that it be the sense of the Board that when a definite appointment with the Governor is made, that the Mayor of San Francisco be requested to head the delegation to wait upon the Governor.

No objection and so ordered.

Subsequently during the proceedings, the Chair announced that he had received word from the Governor's Secretary that the Governor could not make any engagement with any committee until the following week, but that any definite action looking to the removal of the SRA headquarters would be withheld until after meeting could be had with San Francisco's committee.

#### SPECIAL ORDER—2:30 P. M.

The following recommendation of Judiciary Committee, was taken up:

Submitting Charter Amendment Providing Minimum Wage for  
Full-Time Civil Service Employees.

(Series of 1939)

Resolution No. 495, as follows:

Resolved, that the following proposed Charter Amendment be *submitted* to the electors at the Election of November 7, 1939, to-wit:

#### Charter Amendment No. 1

#### Personal Service Estimates

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco, State of California, to amend the Charter of said City and County, by amending Section 71 of the Charter of the City and County, relating to personal service estimates.

The Board of Supervisors of the City and County of San Francisco

hereby submits to the qualified electors of said City and County at the general election to be held on the 7th day of November, 1939, a proposal to amend the Charter of the City and County, as follows:

### Personal Service Estimates

Section 71. All increases in salaries or wages of officers and employees shall be determined at the time of the preparation of the annual budget estimates and the adoption of the annual budget and appropriation ordinances, and no such increase shall be effective prior to the fiscal year for which the budget is adopted. Salary and wage rates for classes of employments subject to salary standardization, as in this charter provided, shall be fixed in the manner provided in this charter. Salary and wage rates for classes of employment not subject to salary standardization, exclusive of compensations fixed by this charter, shall be recommended by the officer, board or commission having appointive power for such employments, and fixed by the budget and the annual salary ordinance. Pending the adoption of salary standards as in this charter provided, the salary and wage rates for positions subject to such standardization shall be as recommended by the officer, board or commission having appointing power for such positions and fixed by the budget and annual salary ordinance; *provided that the minimum compensation for employes subject to the Civil Service provisions of this charter shall be not less than Fifty (50c) per hour nor less than One Hundred Six Dollars (\$106.00) per month*; and provided further that any compensation paid as of January 1st, 1931, to an incumbent who legally held a position in the city and county service at that time, shall not be reduced so long as such incumbent legally holds such position. *No compensation other than the minimum as in this Section provided, shall be increased so as to exceed the salary or wage paid for similar services of like character and for like service and working conditions in other city departments or in private employments, nor so as to exceed the rate fixed for such service or position in the proposed schedule of compensations issued by the civil service commission under date of April 9th, 1930, except as such proposed schedule or compensation is amended as provided in this charter, or extended by the civil service commission to include classification not included therein.*

Aug. 14, 1939—Continued one week—Special Order at 2:30 P. M.

### Explanation of Votes

Supervisor Colman, in explanation of his proposed vote, stated that he did not believe that salary raises belong in the Charter. He held further, that the present wages for institutional workers were higher than those generally prevailing in private employment, although he had been told to the contrary, and he did not believe the voters contemplate a change in the charter with respect to the payment of wages not higher than those generally prevailing. Supervisor Colman stated further, that the proposed wage increase, if approved by the voters, would throw out of line many existing salaries paid to other groups. For these reasons he intended to vote against presentation of the proposed charter amendment to the voters.

Supervisor Brown, in explaining his vote, stated that in the early part of the year he was opposed to the salary standardization measure and consistently spoke in opposition to it. At that time he stated that the hospital workers had the best reasons of all city employees for seeking salary increases, and he would have been in favor of such increases. Now that the case of hospital workers is before the Board, separate from any other issue, he could see no reason for the Board not to allow the voters to express themselves, and he proposed to vote in favor of submission to the voters.



**Ordered Submitted**

Thereupon, the roll was called and the foregoing proposed charter amendment was ordered submitted by the following vote:

Ayes: Supervisors Brown, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—9.

No: Supervisor Colman—1.

Absent: Supervisor Schmidt—1.

**SPECIAL ORDER—2:30 P. M.**

Application of Market Street Railway Company for Permission to Supplement Present Street Car Service with Bus Service on Lines Nos. 10, 25, 27, 35 and 36.

City Attorney to present legislation for approval of the Board.

**Permit for Bus Operation Over and Along Various Streets of the City and County of San Francisco, by the Market Street Railway Company**

The City Attorney, pursuant to instructions of the Board, presented the following legislation, granting to the Market Street Railway Company a permit to maintain and operate automobile buses over and along certain streets of the City and County of San Francisco:

**Granting to Market Street Railway Company a Permit to Maintain and Operate Automobile Buses Over and Along Streets of the City and County of San Francisco in Conformity with the Provisions of Section 132 of the Charter of the City and County of San Francisco Setting Forth the Conditions Upon Which Said Permit Shall Be Granted.**

(Series of 1939)

Bill No....., Code No....., Ordinance No....., as follows:

Granting to Market Street Railway Company a permit to maintain and operate automobile buses over and along streets of the City and County of San Francisco in conformity with the provisions of Section 132 of the Charter of the City and County of San Francisco setting forth the conditions upon which said permit shall be granted.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The right is hereby granted to the Market Street Railway Company, its successors and assigns, to maintain and operate for the unexpired term of the operating permit granted to Market Street Railway Company, dated February 9th, 1931, automobile buses over and along the following described routes:

From Genessee Street and Monterey Boulevard over Monterey Boulevard to Diamond Street, thence along Diamond Street to Chenery Street, thence along Chenery Street to Thirtieth Street, thence along Thirtieth Street to San Jose Avenue, thence along San Jose Avenue to Guerrero Street, thence along Guerrero Street to Fourteenth Street, thence along Fourteenth Street to Mission Street, thence along Mission Street to the Embarcadero, thence along the Embarcadero to the Ferry Building, returning via same route, and known as No. 10 line.

From Wilde Avenue and Third Street, over San Bruno Avenue to Bay Shore Boulevard, thence along Bay Shore Boulevard to Army Street, thence along Army Street to Bryant Street, thence along Bryant Street to Sixth Street, thence along Sixth Street to Market Street, thence along Market Street to Fifth Street, thence

along Fifth Street to Mission Street, returning via same route, and known as No. 25 line; "provided, however, that if, after the operation of said automobile buses from Sixth Street into Market Street, along Market Street to and into Fifth Street, for a period of thirty (30) days, objection shall be raised to said operation by the Board of Supervisors of the City and County of San Francisco, then said buses shall be routed along such routes as the Board of Supervisors shall designate."

From Twenty-sixth Street and Mission Street, over and along Twenty-sixth Street to Bryant Street, thence along Bryant Street to Fourth Street, thence along Fourth Street to Townsend Street, thence along Townsend Street to Third Street, thence along Third Street to Bryant Street, thence along Bryant Street to Second Street, thence along Second Street to Market Street, thence along Market Street to First Street, thence along First Street to Mission Street, thence along Mission Street to Second Street, returning via same route, and known as No. 27 line; provided, however, that if, after the operation of said automobile buses from Second Street into Market Street, along Market Street to and into First Street, for a period of thirty (30) days, objection shall be raised to said operation by the Board of Supervisors of the City and County of San Francisco, then said buses shall be routed along such routes as the Board of Supervisors shall designate.

Buses may be looped at Twenty-sixth and Mission Streets as follows:

From Twenty-sixth Street and Mission Street, thence along Mission Street to Twenty-fifth Street, thence along Twenty-fifth Street to Capp Street, thence along Capp Street to Twenty-sixth Street.

The buses only will traverse the above described route. The street cars will traverse the route as follows: From Twenty-sixth Street and Mission Street, thence along Twenty-sixth Street to Bryant Street, thence along Bryant Street to Second Street, thence along Second Street to Market Street.

From Twenty-fourth Street and Rhode Island Street, thence along Twenty-fourth Street to Guerrero Street, and known as No. 35 line. At either ends of the said line loops may be made as follows: From Twenty-fourth Street and Rhode Island Street, thence along Rhode Island Street to Twenty-fifth Street, thence along Twenty-fifth Street to Kansas Street, thence along Kansas Street to Twenty-fourth Street; from Twenty-fourth Street and Guerrero Street, thence along Guerrero Street to Elizabeth Street, thence along Elizabeth Street to San Jose Avenue, thence along San Jose Avenue to Twenty-fourth Street.

From San Bruno Avenue and Army Street, thence along Army Street to Precita Avenue, thence along Precita Avenue to Folsom Street, thence along Folsom Street to Steuart Street, thence along Steuart Street to Howard Street, thence along Howard Street to the Embarcadero, thence along the Embarcadero to the Ferry Building, returning via same route, and known as No. 36 line.

in conjunction with the street railways already operated over and along said routes. The said operation of said automobile buses and the rights hereby granted shall be deemed to be an extension of the street railways operated under and by virtue of the franchises heretofore granted permitting said street railway operation over the streets described and the routes hereinabove set forth and referred to, and shall be subject to the terms and conditions of said operating permit, dated February 9th, 1931.

The headway under which said automobile buses are to be oper-

ated shall not be more than fifteen (15) minutes between the hours of 7:00 A. M. and 9:00 P. M. o'clock daily.

Section 2. The permission or any of the privileges hereby granted shall not in any proceeding instituted by the City and County of San Francisco to acquire the street railway system of the Market Street Railway Company be deemed an asset or thing of value in arriving at the valuation of the properties of said Company.

Section 3. Market Street Railway Company is hereby authorized to operate its street cars over and along the routes hereinabove set forth and referred to during what is known as the morning and afternoon rush periods. Market Street Railway Company may operate its buses and street cars as traffic may require over and along the routes as hereinabove set forth and referred to, and said operation shall be without prejudice to any of the other rights now owned or held by Market Street Railway Company under its said operating permit, dated February 9th, 1931.

Section 4. Said permit to operate buses, as herein set forth, shall not be assigned or transferred without consent of the Board of Supervisors.

Section 5. Should at any time the Market Street Railway Company cease to operate said street cars over and along said routes, the Company shall remove the rails from said streets and repave that portion of the streets occupied by said rails.

Section 6. The rights and privileges granted by this ordinance are granted to the said grantee, its successors and assigns, upon the terms and conditions set forth in the several franchises heretofore granted to the grantee and to its predecessors in interest and continued in said operating permit dated February 9th, 1931.

Section 7. The grantee shall pay to the City all franchise taxes to become due from revenue of every kind and nature derived from said buses to the same extent as if said revenue were derived from street railway cars operating over the respective routes hereinbefore referred to; said revenue to be reported and paid in accordance with the provisions of Ordinance No. 15,0919, and all of the said provisions of said ordinance shall apply to the revenue of said buses.

Section 8. If at any time the Board of Supervisors shall determine that the interval between buses operated on any of the routes mentioned is too long for the proper service of the public, it may amend this ordinance so as to provide a proper service.

Section 9. All buses operated pursuant to the provisions of this ordinance shall be operated in accordance with the laws of the State of California and the ordinances of the City and County of San Francisco, and shall be provided with such safety devices for the benefit of the public as may be provided by the laws of the State of California or the ordinances of the City and County of San Francisco.

Section 10. Transfers shall be issued to and from the several bus lines of the grantee in accordance with its rules and regulations and to the same effect and in the same manner as transfers are now issued to and from the street railway cars operating over the respective routes hereinbefore set forth.

Section 11. Said buses shall not receive or discharge passengers at places other than street intersections, unless the Police Department shall designate other places for the receipt or discharge of said passengers.

Section 12. The grantee shall permit and allow all policemen and firemen of the City and County of San Francisco, and all mail carriers in the employ of the United States government, while in the discharge of their official duties, and while going or coming from their respec-

tive stations, to ride on said buses without the payment of any fare or charge.

Section 13. The permission to operate said automobile buses, as in this ordinance set forth, will more adequately serve the transportation needs of the public and will be in aid of the public service and convenience.

Section 14. The grantee shall, before this ordinance shall become effective, file with the Board of Supervisors an acceptance of all of the terms and conditions thereof.

Section 15. This ordinance shall be enacted and passed in accordance with the charter provisions governing the passage of ordinances and, if so passed and enacted, shall be deemed to be the manner in which the rights herein granted and the powers herein exercised should be granted and exercised.

Section 16. All and singular the conditions contained in this ordinance shall be conditions precedent to the right of the grantee to exercise the privileges herein granted, and upon the failure of the grantee to observe said conditions, the City may revoke said privileges.

#### Explanation of Legislation

In explaining of the proposed legislation, the City Attorney announced that he had received from Mr. Abbott, Attorney for the railway company, draft of proposed legislation acceptable to that company, to which he, the City Attorney, had drafted various additions and made changes in accord with the expressed desires of the Board.

In his explanation of the legislation as drafted by the City Attorney, the attorney for the railway company, the City Attorney informed the Board, had objected to the wording of Section 6, and suggested amendment thereof, immediately following the words "dated February 9th, 1931, and" by striking out the words "the Board of Supervisors reserves the right to alter or amend the terms and conditions upon which this permit is granted," and substituting therefor the words "subject to such rules and regulations as the Board of Supervisors may hereafter adopt."

Thereupon, Section 6, as amended, read as follows:

"Section 6. The rights and privileges granted by this ordinance are granted to the said grantee, its successors and assigns, upon the terms and conditions set forth in the several franchises heretofore granted to the grantee and to its predecessors in interest and continued in said operating permit dated February 9th, 1939, and subject to such rules and regulations as the Board of Supervisors may hereafter adopt."

#### Communication from United Jitney Drivers Association of San Francisco

Communication was presented from the United Jitney Drivers Association of San Francisco, urging that provisions be included in the proposed permit to the Market Street Railway Company for the protection of the people of San Francisco, and urging that under no conditions should the contemplated buses be permitted to operate on Market Street.

Communication ordered filed.

#### Motion for Postponement

The Chair requested that, since the Board had had no opportunity to study the proposed legislation, that consideration thereof be continued for one week.

Thereupon, Supervisor McSheehy, seconded by Supervisor Brown, moved that the entire matter remain on the Calendar for one week, and be made a special order of business on Monday, August 28, 1939, at 2:30 P. M.

### Objection to Postponement

Supervisor Colman objected to postponement, stating that in view of the importance of the proposed legislation, and the demand throughout the city for service, he felt it to be unwise to postpone consideration as requested. The City Attorney, Supervisor Colman said, could explain the various sections of the Ordinance, and the Board could act without further delay.

### Committee of the Whole

On motions duly made and carried, the Board resolved itself into a Committee of the Whole, for the purpose of considering the proposed ordinance, the President of the Board to preside as Chairman.

### Privilege of the Floor

Mr. Louis Eagleton, representing the United Jitney Drivers Association, explained at length the recommendations of his organization. Mr. Ora Appleby, representing himself; Mr. H. S. Foley, Carmen's Union No. 518, Mr. E. P. Troy, all objected to the granting of the requested permits without, at least, additional and adequate conditions be incorporated in the proposed legislation to protect the City and County of San Francisco.

Mr. Lloyd Taylor, Mr. George W. Schultz, Mrs. Anna Lindsey and Mr. George Allen urged the granting of the permits.

### Committee of the Whole Arises

Supervisor Brown, seconded by Supervisor Ratto, moved that the Committee of the Whole rise and report.

No objection.

### Reconvening As Board of Supervisors

Supervisor Brown thereupon, moved that the Board reconvene as a Board of Supervisors.

No objection and so ordered.

### Motion for Postponement

Supervisor McSheehy, seconded by Supervisor Brown, moved that further consideration be postponed until Monday, August 22, at 2:30 P. M.

Motion failed by the following vote:

Ayes: Supervisors Brown, McSheehy, Shannon—3.

Noes: Supervisors Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Uhl—7.

Absent: Supervisor Schmidt—1.

### Seriatim Consideration of Ordinance

Supervisor McSheehy requested that the proposed Ordinance be taken up seriatim.

So ordered.

Thereupon, the Clerk read Section 1 of the proposed ordinance, and no objection being offered to the first two paragraphs thereof, including the description of the proposed route for buses supplementing the No. 10 line, that portion of ordinance was approved as presented and read.

Supervisor McSheehy, seconded by Supervisor McGowan, moved that that portion of the third paragraph in Section 1, referring to the proposed route of the No. 25 line, the words "provided, however, that if, after the operation of said automobile buses from Sixth Street into



Market Street, along Market Street to and into Fifth Street, for a period of thirty (30) days, objection shall be raised to said operation by the Board of Supervisors of the City and County of San Francisco," be stricken out.

Supervisor Uhl objected to the thirty-day trial period proposed for the operation of a loop on Market Street, between Sixth and Fifth Streets, stating that he was satisfied that bus operation on Market Street would not prove practical. He would not object, however, to a seven-day trial.

Thereupon, Mr. Newton, representing the Market Street Railway Company, requested that in view of the opposition expressed thereto, all reference to the proposed loop on Market Street be stricken out, and in lieu thereof, buses be looped along Mint Street to Jessie, from Jessie Street to Fifth Street, thence along Fifth Street to Mission, and thence proceed to the point of commencement.

No objection being voiced, the proposed amendment was approved.

The fourth paragraph of Section 1, describing the proposed route for Line No. 27, was read by the Clerk.

Supervisor McSheehy objected to the proposed alternative routing along Stevenson Street, should the proposed Market Street loop, after trial, prove not satisfactory, stating that in his opinion buses could not traverse Stevenson Street.

Mr. Newton stated that buses could go along Stevenson Street, but felt that they should be permitted to use Market Street, between Second and First Street, and thence along First Street to Mission and out Mission Street, to Second Street.

Supervisor McSheehy moved, however, that buses should be routed from Mission Street to First Street, along First Street to Howard Street, along Howard Street to Second Street, and thence on Second Street back to Mission Street, thence to Second Street, and along Second Street returning by the same route.

Motion seconded by Supervisor Uhl.

Motion failed by the following vote:

Ayes: Supervisors McGowan, McSheehy—2.

Noes: Supervisors Brown, Colman, Mead, Meyer, Ratto, Roncovieri, Uhl—7.

Absent: Supervisors Schmidt, Shannon—2.

Supervisor Uhl objected to routing the No. 27 line along Fourth Street to Townsend Street, thence along Townsend Street to Third Street and thence along Third Street to Bryant, because of the congestion at the Southern Pacific Depot, and moved that the route be changed to provide for the running of buses straight down Bryant Street to Second Street. Motion seconded by Supervisor McSheehy.

However, on presentation by Mr. Newton, and by Supervisor Mead that the proposed routing to Third and Townsend Street was intended to care for the needs of passengers to and from the railway station, Supervisor Uhl announced that he was willing to permit a trial over the proposed route for a period of thirty days.

No objection.

#### Motion for Passage to Second Reading of Ordinance

Supervisor Colman, seconded by Supervisor McGowan, moved passage for second reading of the entire proposed ordinance.

#### Motion Out of Order

Motion declared out of order by the Chair, since a Supervisor has



the right to demand seriatim consideration of any legislation, and that seriatim consideration of the ordinance under discussion had already been ordered.

### Seriatim Consideration Continued

No objection being raised, the balance of the proposed routing of the No. 27 line, providing for the looping of buses at the Twenty-sixth and Mission Street Terminal, and the routing of such street cars as would be operated on the No. 27 line, was approved.

In the description of Route No. 35, Supervisor McSheehy moved as an amendment, that Chatanooga Street be designated as terminus of the line in place of Guerrero Street.

Motion failed for lack of a second.

Description of Route No. 35 was approved as read.

The remainder of Section 1, no objection being made, was approved as read.

Section 2 approved as read.

Section 3 approved as read.

Section 4 approved as read.

After the reading of Section No. 5, Supervisor McSheehy moved an amendment thereto, by the insertion of the words "within one year" immediately following the words "the Company shall remove."

Motion failed for lack of a second.

Thereupon, Supervisor Uhl moved that Section No. 5 be amended by the insertion of the words "within a reasonable time" immediately after the words, "the Company shall."

On the Company, through its representative Mr. Newton, offering no objection thereto, motion was declared carried.

Thereupon, Section No. 5, as amended, read as follows:

Section 5. Should at any time the Market Street Railway Company cease to operate said street cars over and along said routes, the Company shall, within a reasonable time, remove the rails from said streets and repave that portion of the streets occupied by said rails.

Section 6 was approved as read.

Section 7 was approved as read.

Section 8 was approved as read.

Section 9 was approved as read.

After the reading of Section 10, Supervisor McSheehy moved that there be added to the section the words "including the Castro Street Line with transfers to our own municipal lines at Eighteenth and Castro Streets, under a fifty-fifty arrangement."

Motion declared out of order by the Chair.

Thereupon, Section 10 was approved.

Section 11 was approved as read.

Section 12 was approved as read.

Section 13 was approved as read.

Section 14 was approved as read.

Section 15 was approved as read.

Section 16 was approved as read.

### Passed for Second Reading

Thereupon, the roll was called and the proposed ordinance, granting to Market Street Railway Company permits to operate automobile buses

over and along certain streets of the City and County of San Francisco, as amended, and reading as follows, was adopted by the following vote:

**Granting to Market Street Railway Company a Permit to Maintain and Operate Automobile Buses Over and Along Streets of the City and County of San Francisco in Conformity with the Provisions of Section 132 of the Charter of the City and County of San Francisco Setting Forth the Conditions Upon Which said Permit Shall Be Granted.**

(Series of 1939)

Bill No. 286, Code No....., Ordinance No..... as follows:

Granting to Market Street Railway Company a permit to maintain and operate automobile buses over and along streets of the City and County of San Francisco in conformity with the provisions of Section 132 of the Charter of the City and County of San Francisco setting forth the conditions upon which said permit shall be granted.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The right is hereby granted to the Market Street Railway Company, its successors and assigns, to maintain and operate for the unexpired term of the operating permit granted to Market Street Railway Company, dated February 9th, 1931, automobile buses over and along the following described routes:

From Genessee Street and Monterey Boulevard over Monterey Boulevard to Diamond Street, thence along Diamond Street to Chenery Street, thence along Chenery Street to Thirtieth Street, thence along Thirtieth Street to San Jose Avenue, thence along San Jose Avenue to Guerrero Street, thence along Guerrero Street to Fourteenth Street, thence along Fourteenth Street to Mission Street, thence along Mission Street to the Embarcadero, thence along the Embarcadero to the Ferry Building, returning via same route, and known as No. 10 line.

From Wilde Avenue and Third Street, over San Bruno Avenue to Bay Shore Boulevard, thence along Bay Shore Boulevard to Army Street, thence along Army Street to Bryant Street, thence along Bryant Street to Sixth Street, thence along Sixth Street to Mission Street, thence along Mission Street to Mint Street, thence along Mint Street to Jessie Street, thence along Jessie Street to Fifth Street, thence along Fifth Street to Mission Street, returning by the same route and known as the No. 25 line.

From Twenty-sixth Street and Mission Street, over and along Twenty-sixth Street to Bryant Street, thence along Bryant Street to Fourth Street, thence along Fourth Street to Townsend Street, thence along Townsend Street to Third Street, thence along Third Street to Bryant Street, thence along Bryant Street to Second Street, thence along Second Street to Market Street, thence along Market Street to First Street, thence along First Street to Mission Street, thence along Mission Street to Second Street, returning by the same route and known as the No. 27 line, provided, however, that if after the operation for a period of thirty (30) days of said automobile buses on that portion of the foregoing route commencing at Fourth and Bryant Streets, thence along Fourth Street to Townsend Street, thence along Townsend Street to Third Street, thence along Third Street to Third and Bryant Streets, objection shall be raised to said operation by the Board of Supervisors of the City and County of San Francisco, then those streets designated in the last mentioned description shall be eliminated

from said route and in lieu thereof the buses shall be routed from Fourth and Bryant Streets to Third and Bryant Streets; provided, further, that if after the operation, for a period of thirty days, of said automobile buses from Second Street into Market Street, along Market Street to and into First Street, objection shall be raised to said operation by the Board of Supervisors of the City and County of San Francisco, then said buses shall be routed along such route as the Board of Supervisors shall designate.

Buses may be looped at Twenty-sixth and Mission Streets as follows:

From Twenty-sixth Street and Mission Street, thence along Mission Street to Twenty-fifth Street, thence along Twenty-fifth Street to Capp Street, thence along Capp Street to Twenty-sixth Street.

The buses only will traverse the above described route. The street cars will traverse the route as follows: From Twenty-sixth Street and Mission Street, thence along Twenty-sixth Street to Bryant Street, thence along Bryant Street to Second Street, thence along Second Street to Market Street.

From Twenty-fourth Street and Rhode Island Street, thence along Twenty-fourth Street to Guerrero Street, and known as No. 35 line. At either ends of the said line loops may be made as follows: From Twenty-fourth Street and Rhode Island Street, thence along Rhode Island Street to Twenty-fifth Street, thence along Twenty-fifth Street to Kansas Street, thence along Kansas Street to Twenty-fourth Street; from Twenty-fourth Street and Guerrero Street, thence along Guerrero Street to Elizabeth Street, thence along Elizabeth Street to San Jose Avenue, thence along San Jose Avenue to Twenty-fourth Street.

From San Bruno Avenue and Army Street, thence along Army Street to Precita Avenue, thence along Precita Avenue to Folsom Street, thence along Folsom Street to Steuart Street, thence along Steuart Street to Howard Street, thence along Howard Street to the Embarcadero, thence along the Embarcadero to the Ferry Building, returning via same route, and known as No. 36 line,

in conjunction with the street railways already operated over and along said routes. The said operation of said automobile buses and the rights hereby granted shall be deemed to be an extension of the street railways operated under and by virtue of the franchises heretofore granted permitting said street railway operation over the streets described and the routes hereinabove set forth and referred to, and shall be subject to the terms and conditions of said operating permit, dated February 9th, 1931.

The headway under which said automobile buses are to be operated shall not be more than fifteen (15) minutes between the hours of 7:00 A. M. and 9:00 P. M. o'clock daily.

Section 2. The permission or any of the privileges hereby granted shall not in any proceeding instituted by the City and County of San Francisco to acquire the street railway system of Market Street Railway Company be deemed an asset or thing of value in arriving at the valuation of the properties of said Company.

Section 3. Market Street Railway Company is hereby authorized to operate its street cars over and along the routes hereinabove set forth and referred to during what is known as the morning and afternoon rush periods. Market Street Railway Company may operate its buses and street cars as traffic may require over and along the routes as hereinabove set forth and referred to, and said operation shall be

without prejudice to any of the other rights now owned or held by Market Street Railway Company under its said operating permit, dated February 9th, 1931.

Section 4. Said permit to operate buses, as herein set forth, shall not be assigned or transferred without consent of the Board of Supervisors.

Section 5. Should at any time the Market Street Railway Company cease to operate said street cars over and along said routes, the Company shall, within a reasonable time, remove the rails from said streets and repave that portion of the streets occupied by said rails.

Section 6. The rights and privileges granted by this ordinance are granted to the said grantee, its successors and assigns, upon the terms and conditions set forth in the several franchises heretofore granted to the grantee and to its predecessors in interest and continued in said operating permit dated February 9th, 1931, and subject to such rules and regulations as the Board of Supervisors may hereafter adopt.

Section 7. The grantee shall pay to the City all franchise taxes to become due from revenue of every kind and nature derived from said buses to the same extent as if said revenue were derived from street railway cars operating over the respective routes hereinbefore referred to; said revenue to be reported and paid in accordance with the provisions of Ordinance No. 15.0919, and all of the said provisions of said ordinance shall apply to the revenue of said buses.

Section 8. If at any time the Board of Supervisors shall determine that the interval between buses operated on any of the routes mentioned is too long for the proper service of the public, it may amend this ordinance so as to provide a proper service.

Section 9. All buses operated pursuant to the provisions of this ordinance shall be operated in accordance with the laws of the State of California and the ordinances of the City and County of San Francisco, and shall be provided with such safety devices for the benefit of the public as may be provided by the laws of the State of California or the ordinances of the City and County of San Francisco.

Section 10. Transfers shall be issued to and from the several bus lines of the grantee in accordance with its rules and regulations and to the same effect and in the same manner as transfers are now issued to and from the street railway cars operating over the respective routes hereinbefore set forth.

Section 11. Said buses shall not receive or discharge passengers at places other than street intersections, unless the Police Department shall designate other places for the receipt or discharge of said passengers.

Section 12. The grantee shall permit and allow all policemen and firemen of the City and County of San Francisco, and all mail carriers in the employ of the United States government, while in the discharge of their official duties, and while going or coming from their respective stations, to ride on said buses without the payment of any fare or charge.

Section 13. The permission to operate said automobile buses, as in this ordinance set forth, will more adequately serve the transportation needs of the public and will be in aid of the public service and convenience.

Section 14. The grantee shall, before this ordinance shall become effective, file with the Board of Supervisors an acceptance of all of the terms and conditions thereof.

Section 15. This ordinance shall be enacted and passed in accordance with the charter provisions governing the passage of ordinances and, if so passed and enacted, shall be deemed to be the manner in

which the rights herein granted and the powers herein exercised should be granted and exercised.

Section 16. All and singular the conditions contained in this ordinance shall be conditions precedent to the right of the grantee to exercise the privileges herein granted, and upon the failure of the grantee to observe said conditions, the City may revoke said privileges.

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Uhl—9.

Absent: Supervisors Schmidt, Shannon—2.

### Explanation of Vote

Before the foregoing roll was called, Supervisor McSheehy announced that he intended to vote in favor of granting the requested permits for the operation of buses, but reserved the right to change his vote on Final Passage, should conditions arise that would warrant such change.

## UNFINISHED BUSINESS

### Final Passage

The following recommendations of Finance Committee heretofore passed for second reading, were taken up:

### Amending Salary Ordinance, Janitresses in School Department.

(Series of 1939)

Bill No. 271, Ordinance No. 266, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 83, (Board of Education—Non-Certificated Employees, 1939-1940) by changing the rate mentioned in Item 246.1 from \$6.00 per day to \$5.00 per day, and by changing the class number under Item 265 from 02 to 01.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 83, is hereby amended to read as follows:

### Section 83. BOARD OF EDUCATION—

#### NON-CERTIFICATED EMPLOYEES, 1939-1940

Item No.	No. of Employees	Class No.	Departmental Title	Maximum Monthly Rate
200	1	A6	Superintendent of Maintenance and Repairs .....	\$ 375
201	3	A154	Carpenter at \$9 per day .....	
202	1	A162	Foreman Carpenter at \$10 per day .....	
203	3	A354	Painter at \$9.75 per day .....	
204	1	B6	Senior Bookkeeper .....	235
205		B6	Senior Bookkeeper .....	190
206	1	B9	Supervisor of Financial Reports, Board of Education .....	210
207	1	B14	Senior Accountant .....	375
208		B14	Senior Accountant .....	275
209	1	B58	Secretary Board of Education (exempt) .....	425
210	1	B180	Administrative Assistant .....	350
211	2	B210	Office Assistant .....	85
213	1	B512	General Clerk-Typist .....	155
214	1	B222	General Clerk .....	190

## Section 83. BOARD OF EDUCATION—

NON-CERTIFICATED EMPLOYEES, 1939-1940  
(Continued)

Item No.	No. of Employees	Class No.	Departmental Title	Maximum Monthly Rate
215	1	B222	General Clerk .....	175
216	1	B228	Senior Clerk .....	200
217	2	B308	Key Drive Calculating Machine Operator .....	175
218	1	B308	Key Drive Calculating Machine Operator .....	160
219		B308	Key Drive Calculating Machine Operators as needed at .....	140
220	1	B311	Bookkeeping Machine Operator .....	175
221	1	B354	General Storekeeper .....	230
222	1	B380	Armorer, R. O. T. C. (part time).....	75
223	3	B408	General Clerk-Stenographer .....	215
224	60	B408	General Clerk-Stenographer .....	175
225	8	B408	General Clerk-Stenographer .....	170
226	4	B408	General Clerk-Stenographer .....	160
227	1	B408	General Clerk-Stenographer .....	150
228	2	B408	General Clerk-Stenographer .....	140
229	1	B408	General Clerk-Stenographer (part time) at \$4.20 per evening .....	
230	1	B408	General Clerk-Stenographer (part time) at \$3.30 per evening .....	
231	7	B408	General Clerk-Stenographer (part time) at \$3.00 per evening .....	
232	24	B408	General Clerk-Stenographer at \$6.00 per day .....	
233	1	B412	Senior Clerk-Stenographer .....	215
234	2	B412	Senior Clerk-Stenographer .....	200
235	1	B412	Senior Clerk-Stenographer .....	190
237	1	B454	Telephone Operator .....	175
238	1	B454	Telephone Operator .....	150
239		B454	Telephone Operators (part time) for relief when needed at \$2 per day.....	
240	1	B512	General Clerk-Typist .....	215
241	1	B512	General Clerk-Typist .....	190
242	5	B512	General Clerk-Typist .....	175
243	1	B512	General Clerk-Typist .....	170
244	1	B512	General Clerk-Typist .....	150
244.1	1	B512	General Clerk-Typist .....	140
245	86	C102	Janitress .....	140
246	16	C102	Janitress .....	130
246.1	4	C102	Substitute Janitresses at the rate of \$130 per month shall be paid at the rate of \$5.00 per day for actual days served....	
247	133	C104	Janitor .....	155
248	30	C104	Janitor .....	145
249	1	C104	Janitor (part time) .....	16
250	1	C104	Janitor (part time) .....	10
251	28	C105	Special Janitor .....	162.50
252	2	C105	Special Janitor .....	152.50
253	15	C107	Working Foreman Janitor .....	185
254	1	C107	Working Foreman Janitor .....	175
255	1	C107	Working Foreman Janitor .....	165
256	1	C112	Supervisor School Janitors .....	275
257	1	I12	Cook .....	140
258	1	I12	Cook .....	130
259	1	I12	Cook (part time) .....	75
260	2	I2	Kitchen Helper (part time) .....	75
261	11	J78	Stockman .....	200



Section 83. **BOARD OF EDUCATION—  
NON-CERTIFICATED EMPLOYEES, 1939-1940**  
(Continued)

Item No.	No. of Employees	Class No.	Departmental Title	Maximum Monthly Rate
262	3	J78	Stockman .....	170
263	1	J78	Stockman .....	160
264	1	J80	Foreman Stockman .....	210
265	1	O1	Chauffeur .....	215
266	1	O104	Moving Picture Operator .....	200
267	2	O122	Window Shade Worker .....	200
268	12	O168	Engineer Stationary Steam Engines.....	220
269		O168	Engineer Stationary Steam Engines (part time relief) .....	125
270		O168	Engineer Stationary Steam Engines (\$3 per evening as required) .....	
271	1	O172	Chief Engineer Stationary Steam En- gines .....	310
272	1	O61	Foreman Gardener .....	200
273	5	O58	Gardeners .....	155
274	6	O58	Gardeners .....	135
275			Referees and Umpires, \$1 to \$3 per game as needed.	
276			Temporary clerical employment and other help as needed at rates fixed in salary ordinance.	
277			Temporary evening school clerks as needed at \$3 per evening.	

**TRUCK RENTAL—CONTRACTUAL**

278	Trucks over 2500 lbs. and not over 4500 lbs. at rate of \$265.00 per month for not more than 23 days per month.
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*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

**Amending Salary Ordinance As to Number of Employments Under  
Item 8, Bureau of Sewer Repair**

(Series of 1939)

Bill No. 272, Ordinance No. 267, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 48, Department of Public Works—Bureau of Sewer Repair, by increasing the number of employments under Item 8 from \*35 to \*37, A155 Cribber at \$8.80 per day and by changing the number of employments in the explanation of the asterisk from thirteen to fifteen.

Be it ordained by the People of the City and County of San Francisco, as follows:

Bill 192, Ordinance 186, Section 48, is hereby amended as follows.

### Section 48. DEPARTMENT OF PUBLIC WORKS— BUREAU OF SEWER REPAIR

Item No.	No. of Employees	Class No.	Departmental Title	Maximum Monthly Rate
1	1	O208	General Foreman Sewer Connections and Repairs .....	\$ 225
2	1	O214	Assistant Superintendent, Bureau of Sewer Repair .....	250
2.1	1	O214	Assistant Superintendent, Bureau of Sewer Repair .....	235
3	1	O216	Superintendent, Bureau of Sewer Repair .....	400

#### Employments As Needed

The occupants of the following positions have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Departmental Title	Maximum Monthly Rate
4	12	A52	Hodcarrier at \$10 per day .....	
5	7	A56	Bricklayer at \$12 per day .....	
6	20	J4	Laborer at \$6 per day .....	
7	4	O1	Chauffeur at \$8 per day .....	
8	*37	A155	Cribber at \$8.80 per day .....	
9	17	O210	Sewer Cleaner at \$9.50 per day .....	
10	1	O208	Gen. Foreman, Sewer Connection and Repair .....	250

Teams and trucks, as needed, at rates established by purchaser's contract.

\*Fifteen of these not included in budget estimates as compensations are paid by property owners.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

#### Final Passage

The following recommendations of Streets Committee, heretofore passed for second reading, were taken up:

**Ordering the Improvement of Graystone Terrace from Iron Alley Westerly, and of Iron Alley from Graystone Terrace to Corbett Avenue, by the Construction of a Sewer.**

(Series of 1939)

Bill No. 268, Ordinance No. 264, as follows:

Ordering the Performance of Certain Street Work to Be Done in the City and County of San Francisco, Approving and Adopting Specifications Therefor, Describing and Approving the Assessment District, and Authorizing the Director of Public Works to Enter Into Contract for Doing the Same.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors June 29, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San

Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of Graystone Terrace from Iron Alley westerly and of Iron Alley from Graystone Terrace to Corbett Avenue, by the construction of a sewer and appurtenances, consisting of the following items:

Item No.	Item
1	8-inch vitrified clay pipe sewer, in place.
2	12-inch vitrified clay pipe sewer, in place.
3	12x6-inch vitrified clay pipe Y-branches, in place.
4	Brick manholes, complete.

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated and numbered respectively as:

Block 2718, Lot 1;

Block 2718A, Lots 1, 2, 3, 4, 5, 6, 7 and 8;

Block 2719, Lots 16A, 17A, 18A, 19A, 20A, 21A, 22, 22A and 23;

Block 2719B, Lots 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18, and

Block 2745, Lot 31;

all being designated on the map and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above mentioned improvement.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

**Appropriating \$60,827.44 Out of Surplus Existing in the Special Gas Tax Street Improvement Fund for the Widening of Third Street and Polk Street.**

(Series of 1939)

Bill No. 251, Ordinance No. 263, as follows:

Appropriating \$60,827.44 out of surplus existing in the Special Gas Tax Street Improvement Fund to the credit of the following Appropriations and for the purposes cited and in amounts indicated.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$60,827.44 is hereby appropriated and set aside out of the surplus existing in the Special Gas Tax Street Im-

provement Fund to the credit of the following appropriations and for the purposes cited:

Appropriation 977.931.00; Third St. between Mariposa-18th; widening present roadway 30 ft.....	\$45,000.00
Appropriation 977.976.00; Polk St. between McAllister-Turk; widening roadway 10 ft. by reducing sidewalks on easterly and westerly sides 5 ft. ....	15,827.44
	<hr/> \$60,827.44

Recommended by the Director, Department of Public Works.

Approved as to form by the City Attorney.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

### Final Passage

The following recommendation of Public Welfare Committee, heretofore passed for second reading, was taken up:

Amending Section 5 of Ordinance No. 121 (Series of 1939), providing for granting of Emergency Relief to Dependent Non-Residents.

(Series of 1939)

Bill No. 269, Ordinance No. 265, as follows:

Amending Section 5 of Ordinance No. 121 (Series of 1939) entitled, "Providing for the granting of emergency relief to depending non-residents of the City and County of San Francisco, defining certain terms used in this ordinance, determining the amount and character of relief which may be granted to dependent non-residents and authorizing the Public Welfare Commission to administer said relief and make rules and regulations regarding the granting of said relief and to incur, on behalf of the City and County of San Francisco, the cost of transporting non-resident indigents to another county or state."

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 5 of Ordinance No. 121 (Series of 1939), the title of which is recited above, is hereby amended to read as follows:

Section 5. The Director of Public Welfare may, without the consent of the Public Welfare Commission, grant emergency relief to dependent non-residents as in this ordinance provided for a period of not exceeding *twenty* (20) days when it is not practicable for the Public Welfare Commission to determine the absolute necessity for said relief; provided that the Director of Public Welfare shall make a report to the Public Welfare Commission at its meeting following the granting of said relief, of any relief so granted, and no further relief shall be granted to said non-resident, without the approval of the Commission.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

## NEW BUSINESS

## Adopted

The following recommendations of Finance Committee were taken up:

## Refunds of Erroneous Payments of Taxes

(Series of 1939)

Resolution No. 487, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes, to-wit:

## FROM DUPLICATE TAX FUND—APPROPRIATION 005

- |  |         |
|--|---------|
| 1. Nellie G. Sarraillie, per Vol. 12, Bill 2653, Lot 15-A, Block 1677,<br>2d Installment, Fiscal Year 1938 ..... | \$69.69 |
| 2. Sarah L. Morris, per Vol. 18, Bill 2137, Lot 9, Block 2464A,<br>1st Installment, Fiscal Year 1938 .....       | 8.48    |
| 3. S. Walter Burke, per Vol. 37, Bill 271, Lot 8/8A, Block 6160,<br>Both Installments, Fiscal Year 1938 .....    | 3.84    |

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

Designating That The San Francisco Flower Show to Be Held in the Rotunda of the City Hall in the City and County of San Francisco on September 1st and 2nd of 1939, Pursuant to Resolution No. 467, Adopted by the Board of Supervisors on the 14th day of August, 1939, Be Considered As the Official County Fair of the City and County of San Francisco.

(Series of 1939)

Resolution No. 488, as follows:

Designating that the San Francisco Flower Show to be held in the Rotunda of the City Hall in the City and County of San Francisco on September 1st and 2nd of 1939, pursuant to Resolution 467, adopted by the Board of Supervisors on the 14th day of August, 1939, be considered as the Official County Fair of the City and County of San Francisco.

Section 1. Whereas, This Board of Supervisors did on the 14th day of August, 1939, adopt a resolution authorizing the holding in the rotunda of the City Hall of a flower show on September 1st and 2nd of 1939; and

Whereas, by said resolution said Board of Supervisors did authorize and provide that said flower show should be held under the direction and supervision of the Dahlia Society of California, a non-profit organization and that said Dahlia Society of California should supervise and conduct said flower show for and on behalf of said City and County of San Francisco.

Now, Therefore, Be It Resolved, That this Board of Supervisors does hereby declare that said flower show is the official county fair to be held in accordance with the provisions of the Agricultural Code of the State of California and that said flower show shall be entitled to

all the benefits and privileges of any county fair as provided under and pursuant to the provisions of said Agricultural Code of the State of California.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

### Passage for Second Reading

An Ordinance Amending Bill 192, Ordinance 186, Section 27, (Juvenile Court—Detention Home), by Eliminating the Words "part time" in Item 2.

(Series of 1939)

Bill No. 284, Ordinance No....., as follows:

An Ordinance amending Bill 192, Ordinance 186, Section 27, (Juvenile Court—Detention Home), by eliminating the words "part time" in Item 2.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 27, is hereby amended as follows:

### Section 27. JUVENILE COURT—DETENTION HOME

No. Item	Employees No. of	No. Class	Departmental Title	Maximum Monthly Rate
1	1	C104	Janitor .....	\$ 155
2	1	I2	Kitchen Helper (deduct for R.) .....	70
3	1	I12	Cook (deduct for R.) .....	130
4	2	P102	Registered Nurse (deduct for R. & B.) .....	135
6	3	T2	Male Attendant (deduct for R. & 2 M.) .....	135
7	1	T2	Male Attendant (deduct for R. & 2 M.) .....	145
8	1	T2	Male Attendant (deduct for R. & 1 M.) .....	145
9	5	T4	Woman Attendant (deduct for R. & B.) .....	122.50
9.1	1	T4	Woman Attendant (deduct for R. & B.) .....	105.50
10	1	T4	Woman Attendant (deduct for R.) .....	100
12	1	T12	Superintendent, Juvenile Det. Home (deduct for R. & B.) .....	190

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

Passed for second reading by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.



An Ordinance Amending Bill 192, Ordinance 186, Section 54, (Department of Public Health—Central Office), by Adding Item 3.1, 1-B420 Phonographic Reporter (as needed), at \$12.50 per Day Plus Transcriptions.

(Series of 1939)

Bill No. 285, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 54, (Department of Public Health—Central Office), by adding Item 3.1, 1-B420 Phonographic Reporter (as needed), at \$12.50 per day plus transcriptions.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 54, is hereby amended as follows:

Section 54. **DEPARTMENT OF PUBLIC HEALTH—  
CENTRAL OFFICE**

Item No.	No. of Employees	Class No.	Departmental Title	Maximum Monthly Rate
<b>ADMINISTRATION</b>				
1	1	B412	Senior Clerk-Stenographer .....	\$ 170
2	2	B408	General Clerk-Stenographer .....	125
3	1	B412	Senior Clerk-Stenographer .....	215
3.1	1	B420	Phonographic Reporter (as needed), at \$12.50 per day plus transcriptions .....	
4	1	B454	Telephone Operator .....	150
5	1	B454	Telephone Operator .....	135
6	1	B512	General Clerk-Typist .....	160
7	1	C52	Elevator Operator .....	155
7.1	1	B210	Office Assistant .....	79.50
8	1	B408	General Clerk-Stenographer (part time)....	79.50
9	1	L14	Assistant Director of Public Health .....	375
10	1	L18	Director of Public Health .....	833.33
10.1	1	O1	Chauffeur .....	190

**ACCOUNTING**

11	1	B6	Senior Bookkeeper .....	190
12	1	B4	Bookkeeper .....	175
13	5	B4	Bookkeeper .....	150
14	1	B14	Senior Accountant .....	275
15	2	B222	General Clerk .....	190
16	1	B408	General Clerk-Stenographer .....	170

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

The following recommendations of His Honor the Mayor were adopted:

**Leave of Absence—Honorable Paul A. Ryan, Member of the  
Art Commission**

(Series of 1939)

Resolution No. 489, as follows:

Resolved, That in accordance with the recommendation of His Honor

the Mayor, Hon. Paul A. Ryan, a member of the Art Commission, is hereby granted a leave of absence for a period of thirty days, commencing August 17, 1939, with permission to leave the State.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,  
BILLS AND COMMUNICATIONS NOT CONSIDERED OR  
REPORTED UPON BY A COMMITTEE.**

*Adopted*

The following recommendation of His Honor the Mayor was taken up:

**Leave of Absence—Hon. John M. Ratto,  
Member Board of Supervisors**

(Series of 1939)

Resolution No. 494, as follows:

Resolved, That in accordance with the recommendation of his Honor the Mayor, Honorable John M. Ratto, member of the Board of Supervisors, is hereby granted a leave of absence for a period of ten days, commencing September 1, 1939, with permission to leave the State.

*Adopted* by the following vote:

Ayes—Supervisors McGowan, McSheehy, Mead, Meyer, Ratto, Uhl—6.

Absent—Supervisors Brown, Colman, Roncovieri, Schmidt, Shannon—5.

**Leave of Absence—Honorable Arthur M. Brown, Jr.,  
Member Board of Supervisors**

(Series of 1939)

Resolution No. 493, as follows:

Resolved, That in accordance with the recommendation of his Honor the Mayor, Hon. Arthur M. Brown, Jr., a member of the Board of Supervisors, is hereby granted a leave of absence for a period of two weeks, commencing August 27, 1939, with permission to leave the State.

*Adopted* by the following vote:

Ayes—Supervisors McGowan, McSheehy, Mead, Meyer, Ratto, Uhl—6

Absent—Supervisors Brown, Colman, Roncovieri, Schmidt, Shannon—5.

**Endorsing Sunnyvale as Site for Aeronautical Research Laboratory  
(Series of 1939)**

Supervisor Brown presented: Resolution No. 490, as follows:

Whereas, There was included in the Third Deficiency Bill, H. R. 7462 of the Seventy-Sixth Congress and approved by the President of the United States authorization for the construction and equipment

of an additional aeronautical research laboratory at a cost not to exceed ten million dollars, and

Whereas, Selection of the location for said research bureau is to be determined by the majority of the members of the National Advisory Committee for Aeronautics, and

Whereas, The City and County of San Francisco, the San Francisco Chamber of Commerce and Chambers of Commerce of all peninsula communities from San Jose north to San Francisco, have invested large sums of money over a period of years for the requisition and development of land at Sunnyvale, California, and

Whereas, This land was given without cost to the United States Government for the benefit of the Navy, the Army, and for all other purposes of National Defense, and

Whereas, There is strong likelihood of the selection of the Sunnyvale site as the permanent establishment of the Research Laboratory by reason of its geographical and climatic advantages; now, therefore be it

Resolved, That the Board of Supervisors of the City and County of San Francisco extend to the members of the National Advisory Committee for Aeronautics full assurance of the continued interest of San Francisco in the location of the proposed Research Laboratory at Sunnyvale and of its unqualified support and cooperation in all matters pertaining to construction and subsequent operation.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

#### Waiving Usual License and Inspection Fees for Retirement Life Payment Association Circus

(Series of 1939)

Supervisor McSheehy presented: Resolution No. 491, as follows:

Whereas, Citizens in the State numbering more than 1,100,000 by initiative petition have requested and obtained by order of His Excellency, the Governor, the right to vote at the election of November 7th, 1939, on a measure officially entitled by the Attorney General as Retirement Warrants, and

Whereas, The proponents of this measure, banded together under the name Retirement Life Payments Association, are seeking to educate the voters as to the provisions of this measure, and

Whereas, As part of this education campaign the proponents are sponsoring, as an educational and not a commercial venture, a circus without wild animals as a means solely of attracting the public to hear instructive lectures on the measure, and to which only the nominal fee of 30 cents to cover expenses is charged, and

Whereas, In the City of Los Angeles and other California cities the usual license fee charged for a circus was waived because of its principal objective, namely, the education of voters; therefore, be it

Resolved, That this Board of Supervisors waive the usual license and inspection fees for the performance of this said circus in San Francisco scheduled for on or about September 2, 4 and 5, 1939.

Adopted by the following vote:

Ayes: Supervisors McGowan, McSheehy, Mead, Meyer, Ratto, Uhl—6.

Absent: Supervisors Brown, Colman, Roncovieri, Schmidt, Shannon—5.

**Mayor to Appoint Citizens' Committee for Mission District Halloween Costume Carnival and Parade, Tuesday, October 31, 1939**

(Series of 1939)

Supervisor Ratto presented: Resolution No. 492, as follows:

Resolved that his Honor the Mayor be and is hereby requested to appoint a Citizens' Committee to join with the Mission Street Merchants Association in celebrating Mission District Halloween Costume Carnival and Parade for the Children of the Mission District, Tuesday, October 31, 1939.

*Adopted* by the following vote:

Ayes: Supervisors McGowan, McSheehy, Mead, Meyer, Ratto, Uhl—6.

Absent: Supervisors Brown, Colman, Roncovieri, Schmidt, Shannon—5.

**Entertainment of Los Angeles Board of Harbor Commissioners and Party**

Supervisor Brown moved that His Honor the Mayor be requested to devise ways and means of entertaining members of the Los Angeles Board of Harbor Commissioners, the Los Angeles City Attorney, City Engineer, and members of their party who are meeting in Oakland.

No objection and so ordered.

**Request of San Mateo County Board of Supervisors for Joint Action with Representatives of that County to Lead to Early Solution of Mutual Traffic Problems.**

Resolution from the Board of Supervisors of San Mateo County, requesting the Board of Supervisors of the City and County of San Francisco to appoint a committee for joint action with a committee of that Board of Supervisors looking to an early solution of traffic problems affecting both counties, was presented and read by the Clerk.

Resolution referred to Joint Streets and Fire, Safety and Police Committee.

**Appointment of Requested Committee**

Thereupon, Supervisor Ratto, Chairman of the Joint Committee to which the above resolution was referred, moved that the Clerk inform the San Mateo County Board of Supervisors that a Committee, as requested, will be appointed and will be glad to meet with the San Mateo County Committee in the near future.

**Invitation from Burlingame Chamber of Commerce to Attend Luncheon to be Held in Burlingame, September 22, 1939, at Noon**

Communication from the Burlingame Chamber of Commerce, inviting the Board of Supervisors to attend luncheon to be held in Burlingame, September 22, 1939, at noon, to have an open discussion of the many problems confronting San Francisco and the Peninsula relative to inter-city transportation facilities, both highway and other forms of traffic, was presented and read by the Clerk.

Board to be polled at next meeting to ascertain probable attendance at luncheon. Communication referred to Joint Streets and Fire, Safety and Police Committee.

**Communication from San Francisco Chamber of Commerce Relative to Mutual Traffic Problems of San Francisco and San Mateo Counties**

Communication from San Francisco Chamber of Commerce urging co-operation with Burlingame in the solving of mutual traffic problems, was received and read by the Clerk.

Communication referred to Joint Streets and Fire, Safety and Police Committee.

**Request from His Honor, the Mayor, for Consideration of Ordinance Authorizing the Various Departments of the Municipal Government to Pay the Costs of Welfare and Recreational Activities of Their Employees.**

The following communication, received from His Honor, the Mayor, was read by the Clerk and referred to the Finance Committee:

August 16, 1939.

To the Honorable  
The Board of Supervisors  
City Hall  
Gentlemen:

As a result of enactment by the 1939 Legislature and the later approval of the Governor of Senate Bill 1162, the School Code has been amended, and effective September 19, 1939, the Board of Education will have the power to purchase uniforms and other regalia for the use of school bands and orchestras, and to purchase uniforms and equipment for the use of athletic teams.

Since the Board of Education is now authorized legally to do these things, may I suggest that an extension of such power to other departments of the municipal government would therefore seem to me to be not a new departure, but rather a step toward bringing all departments of government on an even basis.

For example, it would help the Police and Fire Department Bands if by ordinance various departments of local government were authorized to pay the costs of welfare and recreational activities of their employees, similar to the authorization given the Board of Education by the State legislation.

May I suggest therefore, your earnest consideration of such an ordinance?

Very truly yours,

ANGELO J. ROSSI, Mayor.

### ADJOURNMENT

There being no further business, the Board, at the hour of 7:05 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors, San Francisco, August 28, 1939.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,  
City and County of San Francisco.





Vol. 34

No. 37

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Monday, August 28, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco



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# JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, AUGUST 28, 1939, 2 P. M.

In Board of Supervisors, San Francisco, Monday, August 28, 1939,  
2 P. M.

The Board of Supervisors met in regular session.

## CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

Quorum present.

President Warren Shannon presiding.

Supervisor McGowan excused. However, Supervisor McGowan was noted present at 3:30 P. M., during the consideration of the Tax Rate Ordinance but left the meeting shortly after.

## APPROVAL OF JOURNALS

The Journal of Proceedings of the meeting of August 21, 1939, was considered read and approved.

Supervisor Brown requested permission to have taken up out of order, the following Resolution which he presented.

No objection, and so ordered.

### Urging That All Water Front Disputes be Placed Before a Board of Arbitration.

(Series of 1939)

Resolution No....., as follows:

Whereas, It must be apparent to all thinking citizens that conditions on our water front are rapidly approaching a climax which may result in complete stoppage of all water front activities, and

Whereas, Past experience with such situations has demonstrated conclusively to all citizens of San Francisco that the city must inevitably be the loser by a shut down of our water front, and

Whereas, The welfare of the city must at all times be held paramount over the interest of any minority group whether employer or employee, and

Whereas, It has been conclusively demonstrated in other like disputes that the American method of arbitration of disputes between employer and employee is the only fair, sound and reasonable means toward a meeting of minds; now, therefore, be it

Resolved, That the Board of Supervisors go on record as urging both factions in the disputed water front crisis to place their disputes before a Board of Arbitration, to the end that justice and fair play may result and that the threatened closing of San Francisco Harbor may be averted.

### Suspension of the Rules

Supervisor Brown, following the reading of the foregoing resolution, requested Suspension of the Rules for the purpose of the immediate consideration thereof.

No objection.

### Motion for Adoption of Resolution

Thereupon, Supervisor Brown, seconded by Supervisor Colman, moved adoption.

### Discussion

Supervisor Brown explained in detail the seriousness of the water front situation, and the probable effect of possible additional strikes or lockouts, and urged the adoption of the resolution presented.

Supervisor Mead discussed the possibility of submitting the present dispute to arbitration providing no agreement could be had between the parties to the controversy before the expiration of the present agreement on September 30, 1939.

Supervisor McSheehy objected to the adoption of the proposed resolution at this time, holding that the adoption of the resolution at this time would mean the endorsement of arbitration without even knowing whether there might be a strike on the water front, and without knowing whether both sides to any controversy desired to go into arbitration, and suggested that the motion for adoption be not passed, but that the resolution be referred to committee by the Chair.

Supervisor Uhl suggested that the adoption of the proposed resolution would be setting a precedent, the responsibility for which he would not care to assume. The Mayor had always given his attention to such serious matters as strikes, and before he would vote to adopt such a resolution, he desired to hear from the Mayor, himself.

Supervisor Shannon announced that because he was not sufficiently informed to vote intelligently on the matter, he must vote against adoption of the proposed resolution.

### Temporary Postponement of Further Consideration

Supervisor Roncovieri stated that while he recognized the splendid purpose that Supervisor Brown had in mind, he, too, like Supervisor Shannon, was insufficiently informed on the matter, and would move temporary postponement of further consideration until the end of the day's business, and that the Board, at that time, sit as a committee of the whole.

No objection and so ordered.

### Reference to Committee

Subsequently during the meeting, at the conclusion of other business, Supervisor Brown stated his willingness to defer to the wishes of the Board for further consideration of his resolution, and moved that his resolution be referred to the Public Welfare Committee, for hearing on Tuesday, August 29, at 3 P. M. Motion seconded by Supervisor Colman.

### Amendment to Motion

Supervisor McSheehy, seconded by Supervisor Uhl moved, as an amendment to the foregoing motion, that the resolution be referred to a Joint Public Welfare and Judiciary Committee for hearing on Thursday, August 31st.

However, on presentation by Supervisor Brown that he was leaving the city on Wednesday, Supervisor McSheehy, with the consent of his second, Supervisor Uhl, agreed to hearing on Tuesday, August 29, as originally moved, the resolution however, to be considered by the Joint Committee.

No objection and so ordered.

## UNFINISHED BUSINESS

### Final Passage

The following recommendations of Finance Committee, heretofore passed for second reading, were taken up:

An Ordinance Amending Bill 192, Ordinance 186, Section 76 (Public Utilities Commission—San Francisco Water Department, Functional Employments as Needed), by Adding Item 11, one, F354 Electrical Engineering Designer at \$250; and by decreasing the Number of Employments Under Item 26 from 2 to 1 U104 Leadman at \$6, and by Increasing the Number of Employments Under Item 17 from 62 to 63; J4 Laborer at \$6.

(Series of 1939)

Bill No. 275, Ordinance No. 271, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 76 (Public Utilities Commission—San Francisco Water Department, Functional Employments as Needed), by adding Item 11, one F354 Electrical Engineering Designer at \$250; and by decreasing the number of employments under Item 26 from 2 to 1 U104 Leadman at \$6, and by increasing the number of employments under Item 17 from 62 to 63, J4 Laborer at \$6.

Be it ordained by the People of the City and County of San Francisco, as follows:

Bill 192, Ordinance 186, Section 76 is hereby amended to read as follows:

### Section 76. PUBLIC UTILITIES COMMISSION—

#### SAN FRANCISCO WATER DEPARTMENT (Cont.)

Functional Employment as needed.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	3	A154	Carpenter .....	\$9.00
2	1	A354	Painter .....	9.75
3	1	A404	Plumber .....	\$225
4	1	A551	Apprentice .....	7.00
5	1	B327	Photostat Operator .....	175
6	1	B512	General Clerk-Typist .....	155
8	1	E154	Lineman .....	200
10	1	F252	Junior Civil Engineering Draftsman.....	160
11	1	F354	Electrical Engineering Designer.....	250
17	63	J4	Laborer .....	6.00
18	2	J66	Garageman .....	6.50
19	6	M54	Auto Machinst .....	9.00

**Section 76. PUBLIC UTILITIES COMMISSION—  
SAN FRANCISCO WATER DEPARTMENT (Cont.)**

Item No.	No. of Em.p.oyees	Class No.	Class-Title	Maximum Monthly Rate
19.1	1	M104	Blacksmith's Helper .....	7.08
20	4	M254	Machinist .....	9.00
21	1	M266	Foreman Meter Repairs .....	200
22	1	M268	Foreman Machinist .....	285
23	2	O1	Chauffeur .....	6.50
24	1	O1	Chauffeur .....	7.50
25	1	O116	Teamster .....	6.50
26	1	U104	Leadman .....	6.00
27	3	U108	Compressor Operator .....	7.50
28	13	U112	Pipe Caulker .....	7.50
29	5	U114	Main Pipe Foreman.....	7.75
30	15	U116	Service Man .....	7.50
31	1	U116	Service Man .....	7.75
32	1	U136	General Foreman Service Meters .....	300
33	1	U140	General Foreman Main Pipes .....	325
34	10	U206	Water Department Worker .....	6.00
35	2	U214	Pump Operator .....	6.00
36	1	U226	General Maintenance Foreman .....	200
37	1	U227	General Maintenance Foreman (Less House) .....	210
38	3	U230	Maintenance Foreman .....	200
39	1	F202	Inspector of Public Works Construction .....	175
40	1	F202	Inspector of Public Works Construction .....	200

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**An Ordinance Amending Bill 192, Ordinance 186, Section 39 (Real Estate Department—Exposition Auditorium) by adding Item 8.1. 1-E110½ Sound Technician (Part Time) at \$75.**

(Series of 1939)

Bill No. 276, Ordinance No. 272, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 39 (Real Estate Department—Exposition Auditorium) by adding Item 8.1, 1-E110½ Sound Technician (part time) at \$75.

Be it ordained by the People of the City and County of San Francisco, as follows:

Bill 192, Ordinance 186, Section 39, is hereby amended to read as follows:



Section 39. **REAL ESTATE DEPARTMENT—  
EXPOSITION AUDITORIUM**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	A154	Carpenter .....	\$ 225
2	1	A354	Painter at \$9.75 per day .....	
3	1	C2	Asst. Superintendent of Auditorium .....	200
4	1	C4	Superintendent of Auditorium .....	210
5	4	C104	Janitor .....	155
6	1	C152	Watchman .....	180
7	1	C152	Watchman .....	145
8	1	E108	Electrician .....	250
8.1	1	E110½	Sound Technician (part time) .....	75
9	1	O168	Engineer-Stationary Steam Engines .....	220
10	1		Organ Repairer (part time) .....	75
11	1	C101	Dressing Room Maid (as needed) (part time), \$3 per day .....	
12		A154	Carpenter (as needed) at \$9.00 per day....	
13		C104	Janitor (as needed) at \$5.80 per day.....	

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

*Finally passed* by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

An Ordinance Amending Bill 192, Ordinance 186, Section 11, (Police Department) by Decreasing the Number of Employments Under Item 35 from 934 to 929, Q2 Policemen at \$200; by Decreasing the Number of Employments Under Item 37 from 164 to 161, Q50 Sergeant at \$220; and by Increasing the Number of Employments and Changing the Title Under Item 17.1 from 22 Assistant Inspector at \$200 to 27 Q2 Policeman (Assistant Inspector) at \$200; and by adding Item 20.1 3 Q50 Sergeant (Assistant Inspector) at \$220.

(Series of 1939)

Bill No. 277, Ordinance No. 273, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 11, (Police Department) by decreasing the number of employments under Item 35 from 934 to 929, Q2 Policemen at \$200; by decreasing the number of employments under Item 37 from 164 to 161, Q50 Sergeant at \$220; and by increasing the number of employments and changing the title under Item 17.1 from 22 Assistant Inspector at \$200, to 27 Q2 Policeman (Assistant Inspector) at \$200; and by adding Item 20.1 3 Q50 Sergeant (Assistant Inspector) at \$220.

Be it ordained by the People of the City and County of San Francisco, as follows:

Bill 192, Ordinance 186, Section 11, is hereby amended to read as follows:

## Section 11. POLICE DEPARTMENT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	3		Commissioner .....	\$ 100
2	1		Chief of Police .....	600
3	1		Deputy Chief of Police .....	450
4	1		Property Clerk .....	300
5	1		Police Surgeon .....	200
6	1	B4	Bookkeeper .....	175
7	1		Department Secretary .....	400
8	3	B310b	Tabulating Numerical Key Punch Operator .....	150
8.1	1	B310b	Tabulating Numerical Key Punch Operator .....	165
9	2	B408	General Clerk-Stenographer .....	155
10	1	B408	General Clerk-Stenographer .....	230
11	1	B421	Confidential Secretary to the Chief of Police .....	200
12	11	B454	Telephone Operator .....	150
13	1		Director of Criminal Information .....	333.33
14	1		Director of Personnel .....	333.33
15	1		Director of Special Services .....	250

## Bureau of Inspectors

16	1		Captain of Inspectors .....	416.66
17	85		Inspector .....	230
17.1	27	Q2	Policeman (Assistant Inspector) .....	200
18	1	B412	Senior Clerk-Stenographer .....	200
19	1	D152	Criminologist .....	300
20	3	Q20	Police Women .....	200
20.1	3	Q50	Sergeant (Assistant Inspector) .....	220
21	7	Q60	Lieutenants .....	250
22	1	Q62	Photographer, Police Department .....	225

## Uniform Force

23	1		Supervising Captain .....	333.33
24	1		Captain of Traffic .....	333.33
25	1		Inspector of Motor Vehicles .....	230
26	1		Inspector of Junior Traffic .....	230
27	1		Inspector of Horses and Equipment .....	230
28	1		Inspector of Repairs and Maintenance .....	230
29	3	D52	Jail Matron .....	175
30	1	D52	Jail Matron .....	170
31	1	I14	Junior Chef .....	195
32	10	J70	Hostlers .....	180
33	3	O158	Motor Boat Operator .....	200
34	1	O158	Motor Boat Operator (relief) at rate of .....	200
35	929	Q2	Policemen .....	200
36	25	Q30	Police Patrol Driver .....	200
37	161	Q50	Sergeant .....	220
38	36	Q60	Lieutenant .....	250
39	*12	Q80	Captain .....	300

\* Not more than nine positions to be filled. Appropriation Ordinance provides for only nine positions.

Approved by the Civil Service Commission.

Finally passed by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Supplemental Appropriation of \$1551.64 for Extra Work Under  
Airport Contract No. 46—Paving at San Francisco Airport.**

(Series of 1939)

Bill No. 278, Ordinance No. 274, as follows:

Authorizing a supplemental appropriation of \$1551.64 out of the surplus in Appropriation No. 99-916-00—Airport Bond Fund—improvements to runways, fields and grounds to pay for extra work in excess of ten per cent of the certified estimated contract price under Airport Contract No. 46—Paving at San Francisco Airport.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1: The sum of \$1551.64 is hereby appropriated out of the surplus existing in Appropriation No. 99-916-00—Airport Bond Fund—improvements to runways, fields and grounds, to be credited to Appropriation No. 99-916.01, for the purpose of paying for extra work in excess of ten per cent of the certified estimated contract price under Airport Contract No. 46—Paving at San Francisco Airport, said extra work in excess of the ten per cent of the original contract price resulting from the exclusion of credit orders amounting net to \$1569.86 from the original contract price.

Recommended by the Manager of Utilities.

Approved as to form by the City Attorney.

Approved by the Public Utilities Commission. (Resolution No. 3361.)

Approved as to funds available by the Controller.

Approved by the Mayor.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Supplemental Appropriation of \$90,000 for Purchase of a Minimum of 10 Automotive Buses for Municipal Railway.**

(Series of 1939)

Bill No. 279, Ordinance No. 275, as follows:

Authorizing a supplemental appropriation of \$90,000 out of the surplus in the Municipal Railway Operating Fund for the purchase of a minimum of 10 automotive buses, including necessary engineering and traveling expenses, to extend Municipal Railway.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$90,000 is hereby appropriated out of the surplus existing in the Municipal Railway Operating Fund to the credit of Appropriation No. 965-400-00—Equipment, to provide funds for the purchase of a minimum of 10 automotive buses, including necessary engineering and traveling expenses, to extend the Municipal Railway service.

Recommended by the Manager of Utilities.

Approved as to form by the City Attorney.

Approved by the Public Utilities Commission. (Resolution No. 3363.)

Funds available by the Controller.

Approved by the Mayor.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

The following recommendations of Finance and Public Utilities Committee were taken up:

**Ordinance Prescribing Procedure Respecting Applications for and Granting of Franchises.**  
(Series of 1939)

Bill No. 280, Ordinance No. 276, as follows:

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Franchises which the City and County of San Francisco is authorized to grant shall be granted, only, by ordinance and the granting thereof shall be governed by this ordinance, and any and all other pertinent ordinances of the City and County, together with the applicable provisions of the charter of the City and County.

Section 2. Any person, firm or corporation desiring a franchise shall file with the Clerk of the Board of Supervisors of the City and County a written application therefor, together with a proposed form of ordinance granting the franchise desired.

Section 3. The proposed ordinance, in the form requested by the applicant, shall be introduced in the Board of Supervisors, and from and after its introduction shall be subject to the general provisions of the charter respecting the passage of ordinances, and to all special provisions of the charter respecting ordinances granting franchises.

Section 4. The ordinance granting any such franchise shall specify therein the conditions upon which the same is granted and prescribe such regulations respecting the exercise thereof as may be deemed necessary and proper.

Section 5. The provisions of this ordinance shall apply not only to applications for franchises hereafter made, but, also, to any applications for franchises heretofore made, and now pending, which conform to the requirements hereof.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

Reappropriating \$675 Out of Surplus Existing in Appropriation No. 935.200.00 to the Credit of Appropriation No. 935.101.00, creating the Position of One Sound Technician (part time) at \$75 per Month in the Real Estate Department—Auditorium, and Providing the Compensation Therefor, for the Period October 1, 1939, to June 30, 1940.

(Series of 1939)

Bill No. 282, Ordinance No. 277, as follows:

Reappropriating \$675 out of surplus existing in Appropriation No. 935.200.00 to the credit of Appropriation No. 935.101.00, creating the position of one Sound Technician (part time) at \$75 per month in the Real Estate Department—Auditorium, and providing the compensation therefor, for the period October 1, 1939, to June 30, 1940.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$675 is hereby reappropriated and set aside out of surplus existing in Appropriation No. 935.200.00 to the credit of Appropriation No. 935.101.00 to provide funds for the compensation of one Sound Technician (part time) at \$75 per month in the Real Estate Department—Auditorium for the period October 1, 1939, to June 30, 1940.

Section 2. The position of one Sound Technician (part time) at \$75 per month is hereby created.

Recommended by the Controller.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Approved by the Mayor.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

Authorizing Settlement of Dispute Between MacDonald & Kahn Co., Ltd., and the City and County of San Francisco, and Fidelity and Deposit Company of Maryland, in Connection with Construction of the Richmond Sewer Tunnel and Appurtenances.

(Series of 1939)

Bill No. 270, Ordinance No. 270, as follows:

Authorizing settlement of dispute between MacDonald & Kahn Co., Ltd., and the City and County of San Francisco, and Fidelity and Deposit Company of Maryland, in connection with construction of the Richmond Sewer Tunnel and appurtenances.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The City Attorney having recommended the settlement of the action of City and County of San Francisco, a municipal corporation, v. MacDonald & Kahn Co., Ltd., a corporation, and Fidelity and Deposit Company of Maryland, a corporation, Superior Court, San Francisco, No. 282,136, said action being one for the purpose of determining the liability of the City and County of San Francisco, a municipal corporation, MacDonald & Kahn Co., Ltd., a corporation, and Fidelity and Deposit Company of Maryland, a corporation, for damages under the contract of August 22, 1936, wherein and whereby MacDonald & Kahn Co., Ltd., as contractor agreed to construct a sewer tunnel according to certain plans and specifications prepared by the City and County of San Francisco, and said MacDonald & Kahn Co., Ltd., having agreed as follows:

"This Agreement, made and entered into this 17th day of March, 1939, by and between the City and County of San Francisco, a municipal corporation, hereinafter called the 'City,' party of the first part, and MacDonald & Kahn Co., Ltd., a Delaware corporation, hereinafter called the 'Contractor,' party of the second part,

#### Witnesseth

"Whereas, on or about the 22nd day of August, 1936, the Contractor made and entered into a contract with the City providing for the construction of a sewer tunnel known and designated as the 'Richmond Sewer Tunnel and Appurtenances,' according to plans and specifications prepared by said City; and

"Whereas, on or about the 1st day of October, 1936, the Contractor commenced the construction of said public work in accordance with said contract, which said work was completed and accepted by said City on or about the 24th day of March, 1938, and;

"Whereas, various claims and actions have been and may be presented and brought against the City and Contractor alleging liability for damage to property claimed to have been caused by the construction of said public work; and

"Whereas, City contends that the Contractor has undertaken to defend, indemnify and save harmless the City from any and all such claims arising out of the construction of said public work, and it is the contention of the Contractor that it has not agreed to undertake and is not bound to defend and indemnify or save harmless the City against such claims or suits unless the damage was caused by negligence of the Contractor in the construction of said public work, and it is the further contention of the Contractor that it was not negligent in the performance of said contract; and

"Whereas, the parties desire to compromise and settle said dispute in order to save the time, costs and expense of litigation;

"Now, Therefore, in consideration of the premises, it is agreed by and between the parties hereto as follows:

"1. The Contractor agrees to pay two-thirds and the City agrees to pay the remaining one-third of the amount of any damages, including costs, which may be awarded by final judgment against said City and said Contractor jointly or against said City alone or said Contractor alone in favor of any property owner for damage to property caused by or arising out of the construction of said public work. In other words, it is the intent and purpose of the foregoing agreement that if any property owner shall recover final judgment against both said City and said Contractor jointly, such judgment shall be jointly satisfied by said City and Contractor in the proportions stated; or if such property owner shall recover final judgment against said City alone, said judgment shall be jointly satisfied by said City and Contractor in the proportions stated; or if such property owner shall recover final judgment against said Contractor alone, said judgment shall be jointly satisfied by said City and Contractor in the proportions stated; or if such property owner shall recover final judgment against said City and said Contractor in different amounts in the same action (said contractor not being joint), the total of such judgment against both parties shall be jointly satisfied by said City and Contractor in the proportions stated.

"2. In the event any such judgment shall, through legal process or by mutual consent of said City and Contractor, be wholly satisfied by said City alone or by said Contractor alone, then the party who did not contribute to the satisfaction of such judgment shall promptly on demand pay its proportion, as stated above, of such judgment to the party who has wholly satisfied the judgment. Such demand may be made on said City by service on the City Attorney and on the Contractor by service on its attorneys of record.

"3. Said City and Contractor shall use their best efforts to settle any claims or actions for damage to property caused by or arising out of the construction of said public work for which damage there is or may be liability on the part of said City and Contractor, or either of them. In the event said City and Contractor mutually agree to settle any suit, claim or action, the amount necessary to effect such settlement shall be paid to such property owner by said City and Contractor in the proportions stated above.

"4. This agreement shall not include or apply to any liability established by default of either party or to any liability assumed or admitted by either party hereto without the written consent of the other party hereto, or its attorney.

"5. Each party hereto shall cooperate with the other to the fullest extent in the defense of any action referred to herein and brought against both or either of the parties hereto; each party hereto shall be represented by its own attorney in any such action; the expenses of procuring expert testimony and of making investigations mutually agreed upon by the attorneys for the parties hereto as being necessary to the proper defense of any such action shall be paid by each of said parties in the proportions above set forth; other costs and



expenses accruing to said parties shall be borne by the party incurring the same.

"6. In consideration of this agreement and the payments to be made by said Contractor in event judgment or judgments may be recovered or settlements made as aforesaid, said City acknowledges full and complete satisfaction of any and all provisions of the contract, referred to above, and Invitation for Proposals, Proposals Submitted, Information for Bidders, and Plans and Specifications numbered 18,942 referred to and made a part of said contract, requiring said Contractor to defend, indemnify, save harmless said City from damages, costs or liability to property of others arising from Said Contractor's performance of said contract, work or operations; said City does further agree that this agreement shall supersede and take the place of the said provision of said contract, plans and specifications and does hereby release and discharge said Contractor from any and all such provisions of said contract, plans and specifications; and said City does hereby agree that it shall have no right to recover from said Contractor any payment said City may make or is required to make pursuant to the terms of this agreement.

"7. It is further agreed that the terms of this agreement shall not apply to any claims or actions against the said City for value of property taken for rights of way or easements for the construction of said public work.

"8. The parties hereto agree to employ some person satisfactory to the City and the Contractor for the purpose of negotiating the settlement of said claims and actions, the expense of said negotiations to be paid by each of the parties in the proportions set forth."

And said Fidelity and Deposit Company of Maryland having agreed as follows:

"Whereas, Fidelity and Deposit Company of Maryland executed its bond in favor of the City and County of San Francisco, dated August 21, 1936, in the principal sum of Two Hundred and Twenty-three Thousand Dollars (\$223,000.00), conditioned upon the faithful performance of the contract between the City and County of San Francisco and MacDonald & Kahn Co., Ltd., dated the 22nd day of August, 1936, providing for the construction of the Richmond Sewer Tunnel and Appurtenances; and

"Whereas, said City and County of San Francisco is willing to execute the foregoing agreement of settlement upon the condition that the Fidelity and Deposit Company of Maryland shall not be released of its obligations pursuant to the terms of said bond by reason of the execution of said agreement of settlement;

"Now, Therefore, in consideration of the execution of the foregoing agreement by the City and County of San Francisco the Fidelity and Deposit Company of Maryland does hereby consent and agree to the execution of said agreement and all the terms and conditions thereof, and does hereby covenant and agree that the execution of said agreement shall not in any manner be construed so as to relieve or release the Fidelity and Deposit Company of Maryland from any of its obligations or liabilities provided for in said bond.

"Dated: March 16, 1939."

Section 2. The Mayor is hereby directed to enter into said within agreement for and on behalf of the City and County of San Francisco. \$22,000 available.

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

*Aug. 7, 1939—Consideration postponed to Aug. 14, 1939, at 4:30 P. M.*

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Action Postponed**

The following matter presented by Fire, Safety and Police Committee without recommendation, and heretofore passed for second reading, was taken up:

**An Ordinance Providing for the Inspection and Regulation of Paint and Lacquer Spraying Shops.**

(Series of 1939)

Bill No. 283, Ordinance No....., as follows:

Providing for the inspection and regulation of paint and lacquer spraying shops in the City and County of San Francisco; defining certain terms used in this ordinance; authorizing the Chief of the Division of Fire Prevention and Investigation of the Fire Department of the City and County of San Francisco to adopt, promulgate, and enforce rules and regulations governing such inspection; providing for the issuance of permits by the Chief of the Division of Fire Prevention and Investigation, subject to the prior approval of the City Planning Commission, the Chief of the Department of Electricity, and the Director of Public Health, to conduct such paint and lacquer spraying shop; providing for the payment and collection of fees to defray the cost of such inspection; repealing conflicting ordinances; and providing penalties for the violation of this ordinance.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. As used in this ordinance, the following words shall have the following respective meanings:

"Paint shop" shall mean a shop where the spraying of paint or lacquer materials is permanently established on the premises.

"Spray room" shall mean a room or booth or any division of a paint shop separated from the remainder of the paint shop by fire-resistant materials approved by the Division of Fire Prevention and Investigation.

"Storage room" shall mean any room or compartment in a paint shop wherein any paint or lacquer materials of a combustible nature are regularly stored or kept.

"Mixing bench" shall mean a bench or table in a paint shop whereupon paint or lacquer materials are mixed, combined or prepared for application.

"Paint and lacquer materials" shall mean all inflammable and combustible material used in the process of painting, spraying, finishing and refinishing.

"Person" shall mean any corporation, association, syndicate, joint stock company, partnership, club, Massachusetts business or common law trust, society or individual.

"Chief" shall mean the Chief of the Division of Fire Prevention and Investigation of the Fire Department of the City and County of San Francisco.

"City Planning Commission", "Department of Electricity", "Department of Public Health", and "Tax Collector". These terms shall apply respectively to the City and County of San Francisco.

Section 2. The Chief is hereby authorized to adopt, promulgate, and enforce such rules and regulations relative to paint shops as will enable the Division of Fire Prevention and Investigation to enforce and carry out the meaning and intent of this ordinance.

Section 3. (a) No paint shop shall hereafter, from the date of passage of this ordinance, be established in any building other than a Class "A", "B", "C" or mill-constructed building as defined by the building ordinances of the City and County of San Francisco. If hereafter established in a building of Class "C" or mill construction, the ceiling shall be of not less than three-quarters ( $\frac{3}{4}$ ) inch plaster on metal lath, and the floor shall be of cement at least two (2) inches thick, or other approved fire resistive material.

(b) No paint shop shall hereafter be established in any building which is used or occupied in whole or in part as a residence, dwelling, hotel, or apartment house, as defined by the California State Housing Act; or as a hospital, theater, or place of public assemblage. "Paint shop", as defined in this ordinance, shall not apply to any building or structure, or any portion thereof, in the course of construction, alteration or repair. *Provided, however, that nothing in this section contained shall prevent the owner or occupant of any hotel or apartment house from spraying furniture, under such regulations as may be provided by the Chief when said furniture is actually used in said hotel or apartment house.*

(c) No paint shop shall be established hereafter below the level of the ground floor of any building other than of Class "A" or "B" construction.

(d) All windows in paint shops hereafter established shall be of wire glass in metal frames and sash or wooden frame and sash covered with metal, except windows facing a street or public space. The glazing of skylights shall be as approved by the Division of Fire Prevention and Investigation.

(e) Every paint shop shall have the following accommodations conveniently located to the paint shop for employees: toilet, running water for drinking purposes, and general sanitary conditions that meet the requirements of the Department of Public Health.

(f) No spraying of paint or lacquer materials shall be conducted within a paint shop except in a spray room; provided, however, the Chief may at his discretion issue a written permit to the owner or operator of a paint shop to do minor spraying within said paint shop outside of said spray room. Said permit shall be revocable at the discretion of the Chief without the necessity of a public hearing.

(g) No open flame or spark-emitting device of any kind shall be permitted to be used in any storage room or spray room or paint shop, or in close proximity to any spraying operation. Only indirect heating systems, approved by the City and County of San Francisco, shall be used for heating purposes.

(h) Every spray room shall be equipped with fans capable of changing the air in such spray room every six (6) minutes. The number of fans, inlet and exhaust ducts required, and the location of same, shall be determined jointly by the Division of Fire Prevention and Investigation and the Department of Public Health.

(i) The construction and design of all fans and the installation of all electrical devices and appliances in paint shops and spray rooms shall be approved by the Department of Electricity.

(j) The spraying of paint or lacquer materials shall not be conducted unless the fan or fans are in operation; and said fan or fans shall continue to remain in operation until the conclusion of such spraying.

(k) The amount of paint or lacquer material stored or kept, and the manner of its storage in a spray room or storage room, shall be prescribed and approved by the Division of Fire Prevention and Investigation.

(l) A mixing bench shall be permitted in each spray room, provided that such bench shall have a working surface covered with sheet zinc or nonsparking or absorbing material. A limited amount of paint and lacquer material shall be permitted to remain on such bench for the purpose of mixing or the matching of color. Such bench shall be kept clean and free from accumulated drippings, waste paint, or lacquer. Tightly fitting metal covers shall be provided for all containers.

(m) Metal waste cans with self-closing covers shall be provided, not less than one (1) for each spray room, to accommodate rags and other waste.

(n) Signs containing the words "SMOKING STRICTLY PROHIBITED" in black letters not less than three (3) inches in height upon a white background shall be conspicuously displayed in storage and spray room.

(o) Each paint shop shall be equipped with fire extinguishers of such number and kind, and so located, as shall be determined by the Division of Fire Prevention and Investigation; but in no case shall there be less than two (2) of said fire extinguishers. At least one (1) barrel of clean dry sand containing a scoop, or at least four (4) metal buckets of clean dry sand, shall be kept on the premises at all times.

(p) Every sprayman or painter shall be provided with a mask while spraying, which mask shall be of a type approved by the Department of Public Health.

Section 4. Every spray room and storage room shall be kept free from all unnecessary combustible materials. The use of sawdust for absorbing waste material or for cleaning of floors is strictly prohibited.

Section 5. Whenever any paint or lacquer material is to be sprayed or applied to a motor vehicle, or parts thereof, the battery of said motor vehicle shall be disconnected and shall remain disconnected until such time as the room has been cleared of vapor.

Section 6. It shall be unlawful for any person to conduct, operate or maintain a paint shop as defined in this ordinance of the City and County of San Francisco without first obtaining a permit so to do as set forth in this ordinance.

Section 7. Every person desiring to establish, conduct, or operate a paint shop in the City and County of San Francisco, shall make application for a permit so to do to the Division of Fire Prevention and Investigation on forms provided by the Division of Fire Prevention and Investigation, and shall pay to the Division of Fire Prevention and Investigation a fee of \$12.84 in advance to cover the cost to the City and County of San Francisco of the necessary investigations provided for in this ordinance prior to the approval or disapproval of said application.

Any person engaged in the business of conducting or operating a paint shop in the City and County of San Francisco prior to the enforcement date of this ordinance, and who desires to continue the conducting or operation of said paint shop, shall make application for a permit so to do as hereinabove provided within thirty (30) days subsequent to the effective date of this ordinance and shall pay the fee as set forth above.

This fee shall be in addition to any and all fees required to be paid by any ordinance or ordinances of the City and County of San Francisco for the erection or alteration of any such paint shop or the installation of any equipment therein.

An application for a paint shop permit shall be acted upon within ten (10) days after the filing of such application and the fee collected

shall be retained by the Division of Fire Prevention and Investigation whether the permit is granted or denied or the application is withdrawn.

Section 8. Upon receipt of said application provided for in the preceding section, the Chief shall cause to be investigated the facts as set forth in the application and the premises for which the permit is requested. The Chief shall cause to be forwarded copies of said application to the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity for investigation by their respective departments as to whether the ordinances, rules, and regulations of the City and County of San Francisco, pertaining to their departments, are complied with. The City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity shall after such investigation either approve or disapprove such application and return same within seven (7) days after receipt with such endorsement thereon to the Division of Fire Prevention and Investigation. If the application is disapproved the reason or reasons for such disapproval shall be stated.

In the event that the application for a paint shop permit is disapproved, the Chief shall give the reason for such disapproval. Upon receiving such written notice from the Chief, such person shall have the opportunity of correcting such conditions in and about the premises wherein the paint shop is located and the equipment used therein as have been decided hazardous. This work shall be completed within thirty (30) days after receipt of such written notice, and if said conditions have been corrected to the satisfaction of the departments involved said permit may be issued.

Section 9. The Chief may issue a permit to said applicant, subject to the above approval of the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity as above provided, which permit shall be serially numbered and shall expire on June 30 of the current fiscal year; or, in the exercise of sound discretion, he may deny said permit.

The Chief shall cause to be forwarded to the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity written notice of his granting or denial of the permit.

Section 10. When any permit is issued under the provisions of this ordinance, the Chief shall cause said permit to be forwarded to the office of the Tax Collector for delivery to the permittee upon the payment of an annual license fee of \$8.51 in advance to defray the cost to the City and County of San Francisco of the necessary inspection and regulation as provided for in this ordinance.

The Tax Collector shall issue a license for each paint shop for which the fee was paid, showing thereon: (a) Name and address of the permittee. (b) Address of the paint shop. (c) Number of the permit. (d) Expiration date of the license, which date shall be the expiration date of the permit.

Any person establishing, conducting or operating a paint shop subsequent to January 1 of any year shall pay one-half of the annual fee provided for that fiscal year.

Section 11. The permit and license herein provided shall not be transferable. If the paint shop is discontinued no refund shall be made.

Section 12. Application for renewal of a permit shall be made in the same manner as provided for the original application for a permit, and shall be made within thirty (30) days prior to the expiration of the current permit and shall be accompanied by a fee of \$1.50, which fee shall be retained by the Division of Fire Prevention and Investi-



gation whether the permit is granted or denied or the application is withdrawn. The same procedure as set forth in Section 8 of this ordinance shall be followed.

Section 13. After written notice to the permittee and after due and proper hearing the Chief shall have the power to revoke or suspend any permit issued under the provisions of this ordinance for violation by the permittee, or by any of the permittee's servants, agents, or employees, or any of the provisions of this ordinance, or when the Chief shall determine that the permittee in the use thereof is violating or attempting to violate any ordinance, rule or regulation of the City and County of San Francisco or any department thereof; or if in the opinion of the Chief it is deemed necessary for the protection of the public.

The Chief shall cause to be forwarded to the Tax Collector, the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity written notice of any revocation, suspension, or reinstatement of any permit herein provided for.

Section 14. Every permit and license issued under the provisions of this ordinance shall be plainly posted in a conspicuous place for the public to see, on the premises for which the permit and license was issued.

Section 15. It shall be the duty of the Chief to ascertain that all of the provisions of this ordinance and any ordinances, rules or regulations of the City and County of San Francisco or any department thereof pertaining to paint shops and the equipment used therein are strictly complied with, and for that purpose the inspectors or representatives of the Division of Fire Prevention and Inspection, the Department of Public Health, and the Department of Electricity shall have access to any paint shop at any reasonable hour.

Section 16. Every person paying the fees provided for in this ordinance shall be exempt from the provisions of Ordinance No. 5132 (N. S.), Section 75, in so far as paint spraying shops are concerned, any and all ordinances, or parts thereof, in conflict with the provisions of this ordinance are hereby repealed but only to such extent as conflict may exist.

*June 5, 1939—Consideration postponed until June 12, 1939, and made a Special Order of Business at 3 P. M.*

*June 12, 1939—Consideration postponed to June 19, 1939, at 3 P. M.*

*June 19, 1939—Consideration postponed to July 10, 1939, at 2:30 P. M.*

*July 10, 1939—Consideration postponed to July 17, 1939, at 2:30 P. M.*

*July 14, 1939—Consideration postponed to July 31, 1939, at 2:30 P. M.*

*July 31, 1939—Consideration postponed to Aug. 7, 1939, at 2:30 P. M.*

*Aug. 7, 1939—Consideration postponed to Aug. 14, 1939, at 4 P. M.*

*Consideration postponed to Sept. 5, 1939.*

## NEW BUSINESS

### Adopted

The following recommendations of Finance Committee were taken up:

#### Release of Lien Filed re Old Age Security, Giacomo Carbone (Series of 1939)

Resolution No. 496, as follows:

Whereas, Notices of Aid have been recorded in this County pursuant to Section 4 of the Old Age Security Act and Section 2225 of the Welfare and Institution Code; and

Whereas, The filing of such Notices created a lien on the property of the recipients of such aid; and



Whereas, The recipients of such aid, on payment of the debt secured by such lien are entitled to receive a release thereof; and

Whereas, A lien has been placed by the Board of Supervisors of the City and County of San Francisco, on recommendation of the County Welfare Department, against the property described as follows:

Property of Giacomo Carbone, recorded August 10, 1936, on Page 17, Volume 3011, Official Records of the City and County of San Francisco.

Now, Therefore, Be It Resolved, That upon receipt of all money secured by said lien, David A. Barry, Clerk of the Board of Supervisors, is hereby authorized to execute and deliver on behalf of and in the name of said Board, a release of such lien.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

#### **Approval of Recommendations of Public Welfare Department (Series of 1939)**

Resolution No. 497, as follows:

Resolved, That the recommendations of the Public Welfare Department containing the names and amounts to be paid as Old Age Security Aid, Blind Pensions and Half Orphan Aid for the month of September, 1939, (and prior thereto), including amounts, increases, decreases, cancellations, denials, suspensions and other transactions, are hereby approved, and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

Further Resolved, That the Board of Supervisors declares an extension of time is necessary in certain cases as requested by the Public Welfare Department.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

#### **Correction of Erroneous Assessment (Series of 1939)**

Resolution No. 498, as follows:

Whereas, The Assessor has reported an erroneous assessment of \$149,445 on Intangible Personal Property of the Anchor Finance Company for the Fiscal Year 1939-1940; and

Whereas, The Assessor has reported that this assessment includes \$140,000 in notes receivable which are exempt from taxation; therefore, be it

Resolved, That with the consent of the City Attorney and the recommendation of the Controller, in conformity with Sections 3804A and 3881 of the Political Code, that portion of the Assessment, \$140,000 in notes receivable, which are exempt from taxation, be and is hereby cancelled.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Land Purchase—19th Avenue Widening**

(Series of 1939)

Resolution No. 499, as follows:

Resolved, In accordance with the recommendation of the Department of Public Works, that the City and County of San Francisco purchase from the following named party, or the legal owner, certain land situated in San Francisco, California, required for the widening of 19th Avenue, State Highway Route No. 56, and that the sum set forth below be paid for said property from Appropriation No. 051.908.58, Project No. 5-A:

ANYTA CLEAL .....\$3,328.00

Westerly 30 feet of Lot 4-A, Assessor's Block 1925.

The above amount includes damages in full to the improvements now located on the property, said improvements to be relocated by the Grantor.

Reference is hereby made to the written offer on file in the office of the Director of Property from the above named party for a particular description of said parcel of land.

The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Funds available by the Controller.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Passage for Second Reading**

The following recommendations of the Finance Committee were taken up:

**Authorizing Offering for Sale of Certain Lots in Assessor's Block  
No. 6115**

(Series of 1939)

Bill No. 287, Ordinance No....., as follows:

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Board of Supervisors hereby declares that public interest and necessity demand the sale of the following described City owned real property situated in the City and County of San Francisco, State of California:

**PARCEL 1:**

COMMENCING at a point on the southwesterly line of Hamilton Street, distant thereon 100 feet southeasterly from the southeasterly line of Woolsey Street; running thence southeasterly along the southwesterly line of Hamilton Street 33 feet 4 inches; thence at a right angle southwesterly 120 feet; thence at a right angle northwesterly 33 feet 4 inches; thence at a right angle northeasterly 120 feet to the point of commencement.

BEING part of University Mound Tract Survey Block No. 44.

## PARCEL 2:

COMMENCING at a point on the southwesterly line of Hamilton Street, distant thereon 200 feet southeasterly from the southeasterly line of Woolsey Street; running thence southeasterly along the southwesterly line of Hamilton Street 33 feet 4 inches; thence at a right angle southwesterly 120 feet; thence at a right angle northwesterly 33 feet 4 inches; thence at a right angle northeasterly 120 feet to the point of commencement.

BEING part of University Mound Tract Survey Block No. 44.

Section 2. The above described lands shall be offered for sale in accordance with the provisions of Section 92 of the Charter of the City and County of San Francisco. Said parcels may be sold individually.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

Reappropriating \$1,472.50 out of Surplus Existing in Appropriation No. 950.101.06 to the Credit of Appropriation No. 950.101.05-1 Creating the Position of One B408 General Clerk-Stenographer at \$150 per Month in the Department of Public Health, Central Office, Syphilis Unit, providing the compensation therefor for the period September 16, 1939, to June 30, 1940 and Eliminating the Position of One B408 General Clerk-Stenographer at \$125 per Month in the Same Department.

(Series of 1939)

Bill No. 288, Ordinance No....., as follows:

Reappropriating \$1,472.50 out of surplus existing in Appropriation No. 950.101.06 to the credit of Appropriation No. 950.101.05-1 creating the position of one B408 General Clerk-Stenographer at \$155 per month in the Department of Public Health, Central Office, Syphilis Unit, providing the compensation therefor for the period September 16, 1939, to June 30, 1940 and eliminating the position of one B408 General Clerk-Stenographer at \$125 per month in the same department.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,472.50 is hereby reappropriated out of surplus existing in Appropriation No. 950.101.06 to the credit of Appropriation No. 950.101.05-1 to provide funds for the compensation of one B408 General Clerk-Stenographer at \$155 per month in the Department of Public Health, Central Office, Syphilis Unit, for the period September 16, 1939, to June 30, 1940.

Section 2. The position of one B408 General Clerk-Stenographer at \$155 per month is hereby created; the position of one B408 General Clerk-Stenographer at \$125 per month is hereby eliminated.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Funds available by the Controller.

Approved by the Civil Service Commission.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

Reappropriating \$1,187.50 Out of Surplus Existing in Appropriation No. 950.101.05-1 to the Credit of Appropriation No. 950.101.06, Creating the Position of One B408 General Clerk-Stenographer at \$125 per Month in the Department of Public Health, Central Office, Howard Street Venereal Clinic, Providing the Compensation Therefor for the Period September 16, 1939, to June 30, 1940, and Eliminating the Position of One B408 General Clerk-Stenographer at \$155 per Month in the Same Department.

(Series of 1939)

Bill No. 289, Ordinance No....., as follows:

Reappropriating \$1,187.50 out of surplus existing in Appropriation No. 950.101.05-1 to the credit of Appropriation No. 950.101.06, creating the position of one B408 General Clerk-Stenographer at \$125 per month in the Department of Public Health, Central Office, Howard Street Venereal Clinic, providing the compensation therefor for the period September 16, 1939, to June 30, 1940, and eliminating the position of one B408 General Clerk-Stenographer at \$155 per month in the same department.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,187.50 is hereby reappropriated out of surplus existing in Appropriation No. 950.101.05-1 to the credit of Appropriation No. 950.101.06 to provide funds for the compensation of one B408 General Clerk-Stenographer at \$125 per month in the Department of Public Health, Central Office, Howard Street Venereal Clinic, for the period September 16, 1939, to June 30, 1940.

Section 2. The position of one B408 General Clerk-Stenographer at \$125 is hereby created; the position of one B408 General Clerk-Stenographer at \$155 is hereby eliminated.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

Funds available by the Controller.

Approved by the Mayor.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Amending Salary Ordinance, Sect. 54a, Central Office, Health Department, to Provide for Intra-Departmental Transfer of Employments.**

(Series of 1939)

Bill No. 290, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 54a (Department of Public Health—Central Office), by transferring the employment under Item 34, 1-B408 General Clerk-Stenographer at \$125 to Item 39.5; and transferring the employment under Item 39.5, 1-B408 General Clerk-Stenographer at \$155 to Item 34.

Be it ordained by the People of the City and County of San Francisco, as follows:

Bill 192, Ordinance 186, Section 54a is hereby amended to read as follows:

## Section 54a. DEPARTMENT OF PUBLIC HEALTH—

## CENTRAL OFFICE STATISTICS (Continued)

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
17	1	B222	General Clerk .....	\$ 190
18	1	B222	General Clerk .....	185
19	1	B228	Senior Clerk .....	190
20	2	B238	Hospital Statistician .....	190
21	1	B408	General Clerk-Stenographer .....	190
22	1	B408	General Clerk-Stenographer .....	125

## MEAT INSPECTION

23	8	N56	Market Inspector .....	175
24	7	N56	Market Inspector .....	200
25	1	N58	Chief Market Inspector .....	225
26	7	N60	Abattoir Inspector .....	200
27	2	N62	Veterinarian .....	201
28	7	N62	Veterinarian .....	200
28.1	1	N63	Chief Abattoir Inspector .....	201

## COMMUNICABLE DISEASES

29	2	B408	General Clerk-Stenographer .....	125
29.1	3	B408	General Clerk-Stenographer (part time) .....	79.50
30	3	J74	Rat Catcher .....	115
30.1	3	J74	Rat Catcher .....	110
31	4	L370	Epidemiologist (part time) .....	225
32	1	L371	Director, Bureau of Communicable Diseases (part time) .....	350
33	1	P60	Supervising Nurse, Bureau of Communi- cable Diseases .....	165

## SYPHILIS UNIT

34	1	B408	General Clerk-Stenographer .....	155
35	1	P102	Registered Nurse .....	135
36	1	L360	Physician .....	150

## CLINICS

## Diagnostic Center

37	2	L360	Physician (part time) .....	150
38	1	L364	Pediatrician (part time) .....	100
39	1	P52	Field Nurse .....	165

## Howard Street Venereal Disease Clinic

39.1	1	L360	Physician .....	325
39.2	2	L360	Physician (part time) .....	150
39.3	1	P102	Registered Nurse .....	135
39.4	1	P52	Field Nurse .....	165
39.5	1	B408	General Clerk-Stenographer .....	125
39.6	1	I116	Orderly .....	85

## Bureau of Mental Hygiene

40	1	B408	General Clerk-Stenographer (part time) .....	75
41	1	L404	Psychologist .....	175
42	4	L404	Psychologist .....	150
43	1	L404	Psychologist (part time) .....	75
44	1	L408	Psychiatrist (part time) .....	200
45	1	L408	Psychiatrist (part time) .....	150

Section 54a. **DEPARTMENT OF PUBLIC HEALTH—  
CENTRAL OFFICE STATISTICS (Continued)**

**BACTERIOLOGICAL LABORATORY**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
46	1	B222	General Clerk .....	190
47	1	C102	Janitress .....	75
47.1	1	I204	Porter .....	90
48	1	L52	Bacteriological Laboratory Technician (part time) .....	79.50
49	2	L52	Bacteriological Laboratory Technician ....	125
50	1	L56	Bacteriologist .....	225
51	3	L56	Bacteriologist .....	175
52	1	L58	Director of Laboratories .....	275
53	1	L60	Bacteriological Milk Inspector .....	250
54	1	L64	Consultant, Bacteriologist (part time) ....	75

Approved by Civil Service Commission.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

Reappropriating the Sum of \$1,377.50 Out of Surplus Existing in Appropriation No. 940.101.01 to the Credit of Appropriation No. 940.101.01, Creating the Position of One O202 Sewage Pumping Station Attendant at \$145 per Month in the Department of Public Works, Sewage Treatment Plant, Providing the Compensation Therefor for the Period September 16, 1939, to June 30, 1940, and Eliminating the Position of One O1 Chauffeur at \$7.50 per Day in the Same Department.

(Series of 1939)

Bill No. 291, Ordinance No....., as follows:

Reappropriating the sum of \$1,377.50 out of surplus existing in Appropriation No. 940.101.01 to the credit of Appropriation No. 940.101.01, creating the position of one O202 Sewage Pumping Station Attendant at \$145 per month in the Department of Public Works, Sewage Treatment Plant, providing the compensation therefor for the period September 16, 1939, to June 30, 1940, and eliminating the position of one O1 Chauffeur at \$7.50 per day in the same department.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,377.50 is hereby reappropriated out of surplus existing in Appropriation No. 940.101.01 to the credit of Appropriation No. 940.101.01 to provide funds for the compensation of one O202 Sewage Pumping Station Attendant at \$145 per month in the Department of Public Works, Sewage Treatment Plant, for the period September 16, 1939, to June 30, 1940.

Section 2. The position of one O202 Sewage Pumping Station Attendant at \$145 per month in the Department of Public Works, Sewage Treatment Plant, is hereby created; the position of one O1 Chauffeur at \$7.50 per day in the same department is hereby eliminated.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

Approved by the Mayor.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.



An Ordinance Amending Bill 192, Ordinance 186, Section 46a (Sewage Treatment Plant, Department of Public Works—Bureau of Engineering) By Decreasing the Number of Employments Under Item 5 from 3 to 2 O1 Chauffeurs at \$7.50 per Day, and Increasing the Number of Employments Under Item 8 from 4 to 5 O202 Sewage Pumping Station Attendant at \$145 per Month.

Bill No. 292, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 46a (Sewage Treatment Plant, Department of Public Works—Bureau of Engineering) by decreasing the number of employments under Item 5 from 3 to 2 O1 Chauffeurs at \$7.50 per day, and increasing the number of employments under Item 8 from 4 to 5 O202 Sewage Pumping Station Attendant at \$145 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 46a is hereby amended as follows:

Section 46a. **SEWAGE TREATMENT PLANT, DEPARTMENT OF PUBLIC WORKS—BUREAU OF ENGINEERING**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B408	General Clerk-Stenographer .....	\$ 155
2	1	F527	Superintendent, Sewage Treatment Plant....	350
3	2	J4	Laborer at \$6 per day.....	
4	1	L115	Assistant Superintendent and Technician Sewage Treatment Plant .....	300
5	2	O1	Chauffeur at \$7.50 per day.....	
6	5	O168	Engineer, Stationary Steam Engines.....	220
7	1	O172	Chief Engineer, Stationary Steam Engines	275
8	5	O202	Sewage Pumping Station Attendant.....	145

Approved by the Civil Service Commission.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Authorizing the Sheriff to Compensate Certain Persons Who Were Inmates of the County Jail of the City and County of San Francisco for the Loss of Their Clothing and Personal Effects Destroyed by Fire in Said County Jail While Said Persons Were Inmates Thereof, and Making Appropriations for the Purpose of Compensating Said Persons for Said Loss.**

(Series of 1939)

Bill No. 274, Ordinance No....., as follows:

Authorizing the Sheriff to compensate certain persons who were inmates of the county jail of the City and County of San Francisco for the loss of their clothing and personal effects destroyed by fire in said county jail while said persons were inmates thereof, and making appropriation for the purpose of compensating said persons for said loss.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. That Whereas, on the 11th day of June, 1939, there occurred in Branch County Jail, No. 3, a fire which destroyed the clothing and personal effects of the persons hereinafter named who on said date were inmates of said county jail, the value of said clothing and personal effects of each of said persons being hereinafter set forth after the respective names of said persons, and

Whereas, said fire occurred without any fault whatsoever of any of said inmates and said persons have, by reason of the destruction of their said clothing and personal effects suffered serious financial loss.

Section 2. Whereas, the Sheriff of the City and County of San Francisco has recommended that said hereinafter named persons be reimbursed in the respective amounts hereinafter set forth for the loss of their said clothing and personal effects and this Board of Supervisors feels that in good conscience and fairness to said persons said compensation should be made.

Section 3. Now, therefore, there is hereby appropriated from Appropriation No. 760.705.02 to Appropriation No. 760.705.03, 1939-1940 Budget, the sum of \$1718.85, for the purpose of compensating the following named persons for the loss of their clothing and personal effects by said fire occurring in Branch County Jail No. 3, on the aforesaid date. The names of said persons and the amounts to be paid to said persons are as follows, said amounts being the value of their clothing and wearing apparel destroyed as aforesaid:

Name	Amount
Taylor, Roxie .....	\$ 167.95
Rogers, Annette .....	56.45
Keith, Joan .....	146.95
Day, Helen .....	94.00
Newman, Dorothy .....	97.00
Cordes, Elizabeth .....	43.10
Burns, Marie .....	44.50
Hanson, Ann .....	17.00
Allen, Judy .....	75.00
Harris, Alice .....	15.00
Crane, Katherine .....	88.95
Smith, Helen .....	31.00
Johnson, Bessie .....	25.45
Cox, Jean .....	26.50
Woods, Jessie .....	30.00
Oldham, Leona .....	41.25
Whitney, Gloria .....	116.00
Fredericks, Barbara .....	313.25
Fowler, Virginia .....	38.45
O'Brien, Patricia .....	30.00
Lee, Bobbie .....	21.90
Lopez, Rita .....	50.00
McGuire, Patricia .....	51.80
Tally, Lois .....	28.00
Martin, Joan .....	68.45
Grand Total .....	\$1718.85

Section 4. The Sheriff and Controller of the City and County of San Francisco are hereby directed, that upon receiving good and sufficient acquittances from each of the above named persons, releasing the City and County of San Francisco from all liability by reason of the destruction of said clothing and wearing apparel, to pay to said persons the respective amounts hereinabove set forth.

Recommended by the Sheriff.

Recommended by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

Appropriating \$1,612, from Surplus in Various Funds, for Creation of Position of General Clerk-Stenographer in Office of Public Utilities Commission.

(Series of 1939)

Bill No. 293, Ordinance No....., as follows: .

Appropriating the Sum of \$1,612 out of Surplus Existing in the Following Funds: Water Revenue, \$806; Hetch Hetchy Power Operative, \$403; Municipal Railway Operating, \$403; to the Credit of the Following Appropriations: No. 962.101.00, \$1550; No. 962.806.00, \$52; Creating the Position of One B408—General Clerk-Stenographer at \$155 Per Month in the Office of the Public Utilities Commission, and Providing the Compensation Therefor for the Period September 1, 1939, to June 30, 1940.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,612 is hereby appropriated out of surplus existing in the following funds:

Water Revenue .....	\$ 806
Hetch Hetchy Power Operative .....	403
Municipal Railway Operating .....	403

to the credit of the following appropriations:

No. 962.101.00 .....	\$1550
No. 962.806.00 .....	62

to provide funds for the compensation of one B408 General Clerk-Stenographer at \$155 per month in the office of the Public Utilities Commission for the period September 1, 1939, to June 30, 1940.

Section 2. The position of one B408 General Clerk-Stenographer at \$155 per month in the office of the Public Utilities Commission is hereby created.

Recommended by the Manager of Utilities.

Approved by the Public Utilities Commission, Resolution No.....

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

Approved by the Mayor.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

An ordinance Amending Bill 192, Ordinance 186, Section 69, (Public Utilities Commission—General Office), by Increasing the Number of Employments Under Item 9 from 2 to 3 B408 General Clerk-Stenographer at \$155.

(Series of 1939)

Bill No. 294, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 69, (Public Utilities Commission—General Office), by increasing the number of employments under Item 9 from 2 to 3 B408 General Clerk-Stenographer at \$155.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 69, is hereby amended as follows:

# Section 69. **PUBLIC UTILITIES COMMISSION— GENERAL OFFICE**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	5		Commissioners .....	\$ 100
2	1		Manager of Utilities .....	1000
3	1	B22	Asst. Supervisor, Bureau of Accounts, Utilities Commission .....	410
5	1	B53	Director of Public Relations .....	400
6	1	B77	Executive Secretary to Manager of Utilities .....	300
7	1	B408	General Clerk-Stenographer .....	175
8	1	B408	General Clerk-Stenographer .....	165
9	3	B408	<b>General Clerk-Stenographer</b> .....	155
10	1	B512	General Clerk-Typist .....	175
11	1	G106	Claims Adjuster .....	350
11.1	1	L360	Physician (part time) .....	250
12	1	O1	Chaufeur .....	187.50
13	2	S114	Claims Investigator .....	180
14	1	S114	Claims Investigator .....	200

Approved by the Civil Service Commission.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**An Ordinance Amending Bill 196, Ordinance 186, Section 41 (Department of Public Works—Bureau of Accounts) By Changing the Class Number and Class Title Under Item 7.1 from 1 B408 General Clerk-Stenographer at \$150 to 1 B512 General Clerk-Typist at \$150.**

(Series of 1939)

Bill No. 295, Ordinance No....., as follows:

An ordinance amending Bill 196, Ordinance 186, Section 41 (Department of Public Works—Bureau of Accounts) by changing the class number and class title under Item 7.1 from 1 B408 General Clerk-Stenographer at \$150 to 1 B512 General Clerk-Typist at \$150.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 41 of Bill 196, Ordinance 186, is hereby amended to read as follows:

## Section 41. **DEPARTMENT OF PUBLIC WORKS— BUREAU OF ACCOUNTS**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	6	B222	General Clerk .....	\$ 200
2	1	B222	General Clerk .....	165
3	1	B222	General Clerk .....	155
4	3	B228	Senior Clerk .....	200
5	1	B31	Supervisor, Bureau of Cost Accounts, Department of Public Works .....	325
6	1	B408	General Clerk-Stenographer .....	185
7	1	B408	General Clerk-Stenographer .....	165
7.1	1	B512	General Clerk-Typist .....	150
8	1	B512	General Clerk-Typist .....	185
9	1	B512	General Clerk-Typist .....	150

Approved by the Civil Service Commission.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

An ordinance amending Bill 196, Ordinance 186, Section 46 (Department of Public Works—Bureau of Engineering) by Eliminating Item 45, 1 F206 Senior Civil Engineering Inspector at \$250 and increasing the number of employments under Item 42 from 5 to 6 F204 Civil Engineering Inspector at \$250.

(Series of 1939)

Bill No. 296, Ordinance No....., as follows:

An ordinance amending Bill 196, Ordinance 186, Section 46 (Department of Public Works—Bureau of Engineering) by eliminating Item 45, 1 F206 Senior Civil Engineering Inspector at \$250 and increasing the number of employments under Item 42 from 5 to 6 F204 Civil Engineering Inspector at \$250.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 46 of Bill 192, Ordinance 186, is hereby amended to read as follows:

Section 46. **DEPARTMENT OF PUBLIC WORKS—  
BUREAU OF ENGINEERING (Continued)**

**EMPLOYMENTS PREDICATED ON REVENUE AND BOND  
ISSUE MONEYS**

The following positions are in interdepartmental service and predicated on bond issues and the occupants have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
36	1	B222	General Clerk .....	\$ 155
37	1	B325	Blue Printer .....	215
38	1	B327	Photostat Operator .....	225
39	1	B332	Photographer .....	265
40	1	B408	General Clerk-Stenographer .....	175
41	1	B408	General Clerk-Stenographer .....	155
41.1	1	B512	General Clerk-Typist .....	150
42	6	F204	<b>Civil Engineering Inspector</b> .....	250
43	26	F204	Civil Engineering Inspector .....	225
44	1	F206	Senior Civil Engineering Inspector.....	275
45	1	F206	Senior Civil Engineering Inspector.....	250
46	1	F208	Chief Civil Engineering Inspector, Minor..	300
47	1	F210	Chief Civil Engineering Inspector, Major..	400
49	5	F252	Junior Civil Engineering Draftsman .....	160
50	1	F254	Civil Engineering Draftsman .....	250
52	7	F254	Civil Engineering Draftsman .....	200
53	5	F258	Senior Civil Engineering Draftsman.....	250
54	3	F260	Civil Engineering Designer .....	300
55	1	F260	Civil Engineering Designer .....	250
56	1	F262	Sanitary Engineering Designer .....	250
57	1	F262	Sanitary Engineering Designer .....	300
58	1	F354	Electrical Engineering Designer .....	250
58.1	1	F356	Electrical Engineering Inspector .....	225
59	4	F452	Mechanical Draftsman .....	200
60	1	F452	Mechanical Draftsman .....	225
61	6	F454	Mechanical Engineering Designer .....	250
62	1	F460	Assistant Mechanical Engineer .....	250
63	2	F552	Structural Draftsman .....	200
65	6	F604	Surveyor's Field Assistant .....	225
65.1	3	F604	Surveyor's Field Assistant .....	175

Section 46. **DEPARTMENT OF PUBLIC WORKS—**  
**BUREAU OF ENGINEERING (Continued)**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
66	2	F610	Surveyor .....	250
66.1	1	F664	Traffic Engineer .....	300
67	1	L114	Engineering Chemist .....	225
69		A106	Building Inspector .....	225
71		F102	Architectural Draftsman .....	200
72		F106	Architectural Designer .....	250
73		F108	Architect .....	300
74		F352	Electrical Draftsman .....	200
75		F360	Assistant Electrical Engineer .....	250
76		F362	Electrical Engineer .....	300
77		F401	Junior Hydraulic Engineer .....	160
78		F404	Hydraulic Engineering Designer .....	250
79		F406	Assistant Hydraulic Engineer .....	250
80		F408	Hydraulic Engineer .....	300
81		F462	Mechanical Engineer .....	300
82		F554	Structural Engineer Designer .....	275
83		F558	Structural Engineer .....	275
84		B210	Office Assistant .....	85
85		B4	Bookkeeper .....	175
86		C152	Watchman .....	145
88		F351	Junior Electrical Engineer .....	160
91		M256	Mechanical Inspector .....	225
92		J4	Laborer at \$6 per day .....	
95		M252	Machinist's Helper at \$7.05 per day .....	
96		M254	Machinist at \$9 per day .....	
97		O152	Engineer of Hoisting and Portable Engines at \$11.40 per day .....	

Approved by the Civil Service Commission.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

### Final Passage

The following recommendations of the Finance Committee were taken up:

#### Presentation of Tax Rate Ordinance, Fiscal Year 1939-1940.

Statement by Supervisor Roncovieri, Chairman of Finance Committee.

To meet the payrolls of August 31 and to provide funds for September operations, it will be necessary to sell three and one-half million dollars worth of Tax Anticipation Notes immediately.

This must be done if salary warrants are to be released on due dates.

It is not legally possible to offer Tax Anticipation Notes for sale until the tax rate ordinance has been adopted.

In view of these circumstances, the Finance Committee is submitting to the Board for adoption today a tax rate of \$3.937 for the fiscal year 1939-1940. Your Committee is pleased to call your attention to the fact that this tax rate of \$3.937 is 10.3c lower than the tax rate for 1938-1939.

Favorable action by the Board today will make it possible to meet the payrolls on due dates.

Your Finance Committee submits to the Board the details of the rate structure.

Favorable action by the Board today will make it possible for us to maintain our record of meeting all payments on schedule.



**San Francisco Tax Rate Ordinance—1939-1940**  
(Series of 1939)

Bill No. 297, Ordinance No. 268, as follows:

Providing revenue and levying taxes for City and County purposes and for the support and maintenance of the common schools of the City and County of San Francisco for the fiscal year ending June 30, 1940. An emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Under and pursuant to the provisions of the Charter of the City and County of San Francisco and of the laws of the State of California, and in conformity therewith, a tax is hereby levied for City and County purposes, and for the support and maintenance of the common schools of said City and County, including special City and County school building purposes, for the fiscal year ending June 30, 1940, on all the property, real and personal, in the City and County of San Francisco, except such property as is by law exempt from taxation, in the sum of three and nine hundred thirty-seven thousandths (\$3.937) dollars on each one hundred dollars' valuation of said taxable property as the same appears upon the assessment roll of the said City and County for said fiscal year, which said sum of three and nine hundred thirty-seven thousandths (\$3.937) dollars on each one hundred dollars' valuation as aforesaid is hereby apportioned to the funds and accounts and for the purposes designated as follows:

(a) For the General Fund to meet the general expenses of the City and County of San Francisco in conformity with Section 78 of the Charter (limit \$1.65) the rate of.....	\$1.340963
Emergency Reserve .....	.024273
County Road .....	.000012
Unemployment Relief Loan State of California .....	.012390
Unemployment Relief Loan Interest State of California.....	.002748
WPA Sponsorship .....	.036559
Exposition .....	.012467
	<hr/>
	\$1.429412

(b) For the General Fund, to meet the expenses of the City and County of San Francisco not subject to the limitations of Section 78 of the Charter, including the cost of elections, the constructing, maintaining and improving of streets, sewers and buildings, obligations imposed by State, legislative or constitutional enactment, and obligations imposed by vote of the people of the City and County of San Francisco, other than the items herein specifically provided for, including one-half (\$.005) cent to meet the expenses of the Civil Service Commission and including one-half (\$.005) cent for the Art Commission for the purpose of maintaining a symphony orchestra, the rate of.....	.515663
For interest on tax anticipation notes.....	.003516
For Special Election Fund.....	.006607
For the Library Fund, to meet the cost of constructing, maintaining and improving libraries, the rate of.....	.047388
For the Park Fund, to meet the cost of constructing, maintaining and improving parks, the rate of.....	.130145
For the Recreation Fund, to meet the cost of constructing, maintaining and improving playgrounds, the rate of.....	.069858
For maintenance and operation of War Memorial.....	.011707
For M. H. de Young Memorial Museum Fund.....	.010310
For California Palace of the Legion of Honor Fund.....	.008874

For Retirement System for City employees.....	225006
For the payment of interest on and the amount due for the redemption of the several outstanding bond issues of the City and County .....	743447
To pay an aliquot part equal to one-tenth of the whole of final judgments against the City and County of San Francisco, pursuant to writs of mandate served upon the members of the Board of Supervisors, to-wit: One-tenth of the amount of each of the judgments referred to in the writs of mandate issued in the proceedings in the Supreme Court of the State of California .....	005944
For special tax levied for publicity and advertising pursuant to the Political Code of the State, the rate of.....	040000
For Workmen's Compensation Fund .....	006090
Airport Fund .....	001887
<b>Total for Municipal Purposes.....</b>	<b>\$3.255854</b>

<b>Compulsory School Tax.</b>	
For San Francisco Unified School District.....	681146
<b>Total Tax Rate.....</b>	<b>\$3.937</b>

This ordinance is passed as an emergency measure and the Board of Supervisors does by the vote by which this ordinance is passed specifically declare that an actual emergency exists which necessitates this ordinance becoming effective immediately, the nature of said emergency being as follows:

That the passage of said ordinance is required as a prerequisite to the issuance of tax anticipation warrants in accordance with the provisions of Section 81 of the Charter, and that the issuance of said notes immediately is necessary in order to provide funds for the operation of the police and fire departments, and for the maintenance of hospitals and relief homes in San Francisco and for the care of the indigent sick and dependent poor of the City and County, and for the preservation of the public peace, property, health and safety of the people of said City and County, as well as for the uninterrupted operation of the various departments of the government of the City and County of San Francisco.

**Statement by Supervisor McSheehy**  
August 28, 1939

To the Honorable,  
The Board of Supervisors.  
City Hall.  
Gentlemen:

On May 26, 1939, I voted "NO" on the supposed all-inclusive budget as presented to this Board by His Honor, Mayor Rossi, and under date of June 1, I gave, in writing, my reasons for so doing. As the tax rate fixed by this Board today is based upon that same budget, I find it necessary to vote "NO" on this proposed tax rate of \$3.937.

As quite fully set forth by me in my communication of June 1, this budget provides but \$300,000 for WPA this fiscal year, although by Controller Boyd's estimate there will be spent the sum of \$1,736,284. It is proposed to obtain the difference from a surplus of several years in the bond and redemption fund, and from estimated profits of \$700,000 from the Municipal Railway. This last sum should be utilized for the purchase of gasoline buses.

The proposed method of obtaining additional funds for WPA without setting them up in the budget, I maintain is not legal and is open to injunction by action of any citizen. If such injunction proceedings should be taken they would prevent the expenditure by the city of any sum in excess of \$300,000 for WPA projects, probably cause the Federal Government to withdraw its share of appropriations for projects in excess of those provided by the city's limited appropriation and result in great distress among the thousands of our citizens dependent upon WPA for their support.

My report of June 1 also protested against the use for tax purposes of an estimated profit of \$902,000 to accrue from the Water Department, contending that water meters should be removed and the daily surplus of 70,000,000 gallons of water now flowing into the sea should be made available to water users on a low flat-rate basis.

It is my contention that this budget for the fiscal year 1939-1940 calls for an expenditure of \$889,515.00 in excess of last year's expenditure, or an increase in the tax rate of 22 cents, less 5 cents realized from the \$400,000 in franchise tax settlement obtained from the Pacific Gas and Electric Company as the result of measures originated by me and pursued to a successful conclusion through my persistent efforts.

It is my conclusion, therefore, that the budget as proposed by His Honor, Mayor Rossi, and adopted by a majority of the Board is unsound, not legal, and is not a balanced budget nor a fair and reasonable budget in the public interest, and that funds and proposed expenditures have been manipulated solely in an effort to set up a fictitious reduction in the tax rate for political purposes.

For the reasons set forth I am compelled to vote against fixing the tax rate at \$3.937 on the basis of this budget and I wish my vote so recorded and this statement printed in the Journal and made a part of the record.

Sincerely,

James B. McSheehy,  
Supervisor.

JBM:S

#### Controller to Reply to Statement

Following the reading of the foregoing statement by Supervisor McSheehy, the Controller announced that he intended, after the statement had been printed, to reply to same, not only before the Board, but elsewhere.

#### Discussion of Tax Rate Ordinance

Supervisor Brown discussed the effect on the proposed Tax Rate for the current fiscal year by the change of practice heretofore followed to include in the Budget and the consequent provision therefor in the tax rate, of amount necessary to meet bond interest coming due on July 1 of each year.

Supervisor Uhl called attention to estimated revenue of \$475,000 to be received from the Pacific Gas and Electric Company, as payment for franchises for the distribution of gas and electricity, and for franchise taxes. He objected to a tax rate based on the expectation of receiving such amount from the Pacific Gas and Electric Company, and suggested that such amount, when received from the company, or a portion thereof, be used for the purchase of the company's properties in the Marina desired for the extension of the yacht harbor.

#### Suggestion Ruled Out of Order

The Chair, however, ruled that inasmuch as funds for the purchase of properties in the Marina had not been included in the budget, such purchase, beyond the \$20,000 already set up in the budget for the first year's installment thereon, could not be financed from the current tax rate, and that the suggestion was, therefore, out of order.

Whereupon, Supervisor Uhl announced his intention to vote "No" on the proposed Tax Rate Ordinance.

Supervisors Colman, Brown and Roncovieri all stressed the necessity for action on the Tax Rate Ordinance, pointing out objections that had been raised during the consideration of the budget, but that the budget having been adopted, the necessary tax rate ordinance to provide for the financing of that budget must be enacted.

#### **Motion for Postponement**

Supervisor Uhl announced that negotiations with the Pacific Gas and Electric Company had never been before the Board for discussion. He stated further that his suggestion for the purchase of Marina property of the company, desired for the extension of the yacht harbor, and to be paid for from funds due to the City and County from the company, had been ruled out of order previously, and that he had had no opportunity to discuss the matter. For that reason, and feeling that such opportunity should be accorded him before the passing of the tax rate ordinance, he moved that the Tax Rate Ordinance remain on the calendar for consideration of the Board at its next meeting. Motion seconded by Supervisor McSheehy.

#### **Presence of Supervisor McGowan**

During the foregoing discussion, Supervisor McGowan, who had been excused from attendance at the day's meeting, appeared in the chambers.

#### **Roll Call on Motion for Postponement**

The roll was called and the motion for postponement of action on the Tax Rate Ordinance until Tuesday, September 5, 1939, failed by the following vote:

Ayes: Supervisors McSheehy, Uhl—2.

Noes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—9.

#### **Explanations of Votes**

Supervisor Uhl, in explanation of his vote, stated that because he had not had his day in court on the Marina land purchase, he would vote "No" on the Tax Rate Ordinance.

Supervisor McSheehy announced that he would vote "No" on passage of the Tax Rate Ordinance, and referred to his statement previously presented, explaining his reasons therefor.

Supervisor Roncovieri announced his intention to vote in favor of Final Passage of the Tax Rate Ordinance, as presented, pointing out that if the suggestions of Supervisors McSheehy and Uhl were approved, an increase of about fifteen cents in the tax rate would result.

#### **Final Passage**

Thereupon, the roll was again called and the Tax Rate Ordinance for the fiscal year 1939-1940 was finally passed as an emergency measure by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—9.

Noes: Supervisors McSheehy, Uhl—2.

#### **Improvement of Miguel Street**

During the foregoing discussion Supervisor McSheehy inquired as to the status of Miguel Street, and when the proposed improvement thereof could be effected.

Supervisor Ratto, in reply thereto, recalled the action of the Board during consideration of the current year's budget, and stated that Miguel Street had been placed at the head of the list of major projects to be taken care of as soon as money was available.

#### **Final Passage**

The following recommendation of the Finance Committee was taken up:

**Authorizing Tax Anticipation Notes for the Fiscal Year 1939-1940.**

(Series of 1939)

Bill No. 298, Ordinance No. 269, as follows:

Determining that funds are needed for the immediate requirements of the City and County of San Francisco for the fiscal year 1939-40 in accordance with appropriations made, as authorized by the Charter of said City and County of San Francisco, for said fiscal year; determining that funds therefor cannot be made available as provided in the first two paragraphs of Section 81 of said Charter; authorizing the Board of Supervisors of said City and County of San Francisco to borrow on its behalf the sum of \$8,000,000 solely for the purpose of anticipating receipt of income, and to cause to be issued notes or other evidences of indebtedness evidencing the amount or amounts so borrowed, which notes shall be payable exclusively out of taxes levied and collected by said City and County for said fiscal year 1939-40 providing that the principal amount of said notes together with the interest thereon shall constitute a first lien and charge against the taxes collected during the half of the fiscal year in which such money shall be borrowed and shall be repaid from the first moneys received from said taxes; and providing for the sale of said notes or evidences of indebtedness as provided by law and for the payment of the principal thereof and the interest thereon.

Be it ordained by the People of the City and County of of San Francisco, as follows:

Section 1. The Board of Supervisors of the City and County of San Francisco does hereby find and determine: That the sum of \$8,000,000 is needed for the immediate requirements of said City and County in the fiscal year 1939-40, to-wit: To meet and pay the appropriations heretofore made for said fiscal year as authorized by the Charter of said City and County, and which will become due and payable prior to June 30, 1940, and which may be paid in advance of receipt of the income for said fiscal year; that funds therefor cannot be made available as provided in the first two paragraphs of Section 81 of said Charter; that the Controller of said City and County has recommended that said sum of \$8,000,000 be borrowed for the purposes herein mentioned, and the Mayor of said City and County of San Francisco has approved said recommendation made by said Controller; and that the estimated aggregate amount of all taxes actually levied by said City and County for said fiscal year is \$33,276,085, and that said sum of \$8,000,000 does not exceed twenty-five (25) per centum of said estimated aggregate amount of all taxes actually levied for said fiscal year.

Section 2. The Board of Supervisors of said City and County of San Francisco is hereby authorized to borrow on behalf of said City and County, solely for the purpose of anticipating receipt of income, the sum of \$8,000,000 in lawful money of the United States of America, and to issue in the form hereinafter set forth notes of said City and County for the sum or sums so borrowed, payable as hereinafter provided.

Section 3. (a) As evidence of the sum to be so borrowed as aforesaid, there is hereby authorized to be issued by said City and County of San Francisco in the aggregate principal amount of \$8,000,000. Said notes shall be in the denomination of not less than \$1,000 each, nor more than \$100,000 each, and such denominations shall be fixed by resolution of this Board adopted at or after the time of the public sale of said notes as hereinafter provided. All of said notes shall be signed on behalf of said City and County of San Francisco by the President of said Board of Supervisors, and by the Controller of said City and County, and countersigned by the Treasurer of said City and County of San Francisco, and the seal of said City and County shall be affixed thereto. Said notes shall bear such interest as may be hereafter fixed



by resolution of said Board of Supervisors at or after the time said notes are sold, as hereinafter provided which said interest shall in no case exceed six (6) per cent per annum, and full authority is hereby given to said Board of Supervisors to fix by resolution the rate of interest on said notes and each or any of them. Said interest shall be payable at the maturity of said notes.

(b) The principal amount of said notes together with the interest thereon, issued and delivered under authority of this ordinance, shall be payable exclusively out of the taxes levied and collected by said City and County for the fiscal year 1939-40 and shall constitute a first lien and charge against the taxes collected during the half of the fiscal year in which said money shall be borrowed and shall be repaid from the first moneys received from said taxes; and the amount of taxes so levied and collected shall be applied to the payment of said notes before any part thereof is used for any other purpose; provided, however, that taxes levied for the payment of principal of, or interest on, any bonded indebtedness of said City and County now outstanding or hereafter created shall be applied to the purpose for which such taxes were levied, unless the money borrowed by such notes issued against such tax levies is in fact applied to the payment of the principal and interest of such bonded indebtedness. If at the time said notes, or any of them, become due and payable the funds in the City Treasury available for the payment thereof shall be insufficient for the payment in full of all of said notes then outstanding, such funds shall be applied pro rata to the payment of the principal and interest of all of the notes then issued and outstanding without preference or priority of any one note over any other by reason of prior issuance, or otherwise. Any of said notes not paid prior to June 30, 1940, shall, nevertheless, be paid out of moneys received from the taxes of the fiscal year 1939-40; irrespective of the date of the receipt thereof, it being the intent and purpose of this ordinance to provide for the payment of all notes issued hereunder out of the taxes levied for said fiscal year 1939-40 and to provide that such notes shall be payable out of said taxes for said fiscal year 1939-40 and to provide that such notes shall be payable out of said taxes for said fiscal year, irrespective of the actual date of the collection thereof.

(c) Each of said notes shall be substantially in the following form, to-wit:

CITY AND COUNTY OF SAN FRANCISCO  
TAX ANTICIPATION NOTE  
FISCAL YEAR 1939-1940

No. .... \$ .....  
San Francisco, ..... 193 .....

On the ..... day of ....., 193 ....., the City and County of San Francisco, a municipal corporation organized and existing under and by virtue of the laws of the State of California, promises to pay to the bearer hereof, out of the funds hereinafter mentioned, at the office of the Treasurer of said City and County of San Francisco, the sum of ..... dollars, in lawful money of the United States of America, with interest thereon at the rate of ..... per cent per annum from date until paid.

This note is one of an issue of notes aggregating in principal amount the sum of eight million (\$8,000,000) dollars authorized to be issued under and pursuant to an ordinance of the Board of Supervisors of said City and County of San Francisco, enacted under authority of Section 81 of the Charter of said City and County. Both the principal of and interest on this note and all other notes of said issue are payable exclusively out of taxes levied and collected by said City and



County of San Francisco for the fiscal year 1939-40, without preference or priority of any one note over any other note of this issue by reason of prior issuance, or otherwise, and said notes issued and delivered under authority of said ordinance shall constitute a first lien and charge against said taxes collected during the half of said fiscal year 1939-40, in which the money represented by said notes, respectively, shall be borrowed, and shall be repaid from the first moneys received from said taxes and the amount of taxes so levied and collected shall be applied to the payment of said notes before any part thereof is used for any other purpose; provided, however, that taxes levied for the payment of principal of, or interest on, any bonded indebtedness of said City and County now outstanding or hereafter created shall be applied to the purpose for which such taxes were levied, unless the money borrowed by such notes issued against such tax levies is in fact applied to the payment of the principal and interest of such bonded indebtedness.

Any of said notes not paid at or prior to maturity shall, nevertheless, be paid out of moneys received from the taxes for said fiscal year 1939-40 irrespective of the date the same shall be so received.

It is hereby certified, recited and declared that this note is issued in strict conformity with the Constitution and laws of the State of California, and with the Charter of the City and County of San Francisco, and with proceedings of said City and County of San Francisco authorizing the same, and that all acts, conditions and things required to exist, happen and to be performed precedent to, and in the issuance of, this note, have existed, happened and been performed in regular and due time, form and manner as required by law, and that this note, together with all indebtedness and obligations of said City and County, does not exceed any limit prescribed by the Constitution or statutes of said State or the Charter of said City and County.

In witness whereof, said City and County of San Francisco has caused this note to be signed by the President of the Board of Supervisors of said City and County of San Francisco, and by the Controller of said City and County and to be countersigned by the Treasurer thereof, and the seal of said City and County to be affixed thereto the day and year first above written.

.....  
President of the Board of Supervisors  
of the City and County of San Francisco.

.....  
Controller of the City and County of  
San Francisco.

Countersigned:

.....  
Treasurer of the City and County of  
San Francisco.

(d) The signature of the President of the Board of Supervisors to said notes may be by the facsimile of the President of said Board.

(e) Said Board of Supervisors, on behalf of said City and County of San Francisco, hereby confirms all recitals, declarations, certificates and promises contained in said notes, and each thereof, issued under and pursuant to this ordinance.

(f) At the time of the sale of any of said notes as hereinafter provided, and prior to the delivery thereof, the Treasurer of the said City and County of San Francisco shall date the same as of the date of delivery thereof and insert therein the denomination thereof and the rate of interest thereon as provided by resolution of said Board of Supervisors.

Section 4. The aforesaid notes shall be issued and offered for sale by the Board of Supervisors at such time (prior to May 15, 1940) as

may from time to time be provided by resolution of said Board, so as to meet the immediate requirements of said City and County of San Francisco, as aforesaid. Each such sale shall be made to the bidder offering to accept and pay for the note or notes so sold at the lowest net interest cost to said City and County computed from the date fixed for the presentation of bids to December 21, 1939 (in the case of such notes as shall be sold in the first half of said fiscal year), or to May 15, 1940 (in the case of such notes as shall be sold in the second half of said fiscal year); provided, however, that none of said notes shall be sold for less than the face amount thereof and accrued interest thereon to the date of delivery thereof.

Section 5. The principal and interest of all of said notes issued and sold as aforesaid shall be paid only upon the surrender thereof. All of said notes not sold prior to May 15, 1940, shall be cancelled.

Section 6. If any section, paragraph, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional or void, such decision shall not affect the validity of any other portion of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance and each section, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, paragraphs, sentences, clauses or phrases be declared unconstitutional or void for any reason.

Section 7. This ordinance is passed as an emergency measure and the Board of Supervisors does by the vote by which this ordinance is passed specifically declare that an actual emergency exists which necessitates this ordinance becoming effective immediately, the nature of said emergency being as follows:

That said ordinance authorizes the issuance of tax anticipation notes in accordance with the provisions of Section 81 of the Charter, and that the issuance of said notes immediately is necessary in order to provide funds for the operation of the Police and Fire Departments, and for the maintenance of hospitals and relief homes in San Francisco and for the care of the indigent sick and dependent poor of the City and County, and for the preservation of the public peace, property, health and safety of the people of said City and County, as well as for the uninterrupted operation of the various departments of the government of the City and County of San Francisco.

Recommended by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

*Finally passed* as an emergency measure by the following vote:

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

### Adopted

The following recommendations of the Finance Committee were taken up:

#### Offering for Sale \$3,500,000 Tax Anticipation Notes.

(Series of 1939)

Resolution No. 500, as follows:

Whereas, Ordinance No. .... heretofore enacted by the Board of Supervisors of the City and County of San Francisco, authorized the issuance of certain Tax Anticipation Notes, the same to be issued as needed for the immediate requirements of the City and County in order to meet and pay the appropriations heretofore made for the current fiscal year, as authorized by the Charter of the City

and County, which appropriations will become due and payable prior to June 30, 1940, and which may be paid in advance of receipt of the income for said fiscal year; and

Whereas, In order to meet the said immediate requirements of the said City and County it is necessary to forthwith issue and offer for sale Tax Anticipation Notes as authorized by said ordinance above mentioned to the amount of three million, five hundred thousand (\$3,500,000) dollars, now, therefore, be it

Resolved, That the President of the Board of Supervisors of the City and County of San Francisco, the Controller of said City and County, and the treasurer thereof, be and they are hereby authorized and directed to execute and issue for and on behalf of the City and County of San Francisco, the aforesaid Tax Anticipation Notes, to the amount of three million, five hundred thousand (\$3,500,000) dollars, and that said notes be offered for sale by this Board of Supervisors and be it

Further Resolved, That the Clerk of this Board be and he is hereby directed to advertise in the official newspaper of the City and County of San Francisco a notice of the sale of said Tax Anticipation Notes to the amount of three million, five hundred thousand (\$3,500,000) dollars, and that sealed bids or offers for all or any part of said notes will be received by the Board of Supervisors up to the hour of 3 o'clock p. m. on September 5, and that said Tax Anticipation Notes will be sold to the bidder offering to accept and pay for said note or notes so sold at the lowest net interest cost to the City and County of San Francisco computed from the date fixed for the presentation of bids to December 21, 1939 and be it

Further Resolved, That Orrick, Dahlquist, Neff & Herrington, attorneys at law, are employed to furnish legal opinion on validity of the above mentioned Tax Anticipation Notes authorized by Ordinance No. ...., the fee therefor to be \$1,000.00.

Recommended by the Controller.

Recommended by the Treasurer.

Approved as to form by the City Attorney.

*Adopted by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

### Passage for Second Reading

The following recommendation of Streets Committee was taken up:

#### Changing and Establishing Grades on Twenty-Fourth Avenue Between Quintara and Rivera Streets (Series of 1939)

Bill No. 299, Ordinance No. ...., as follows:

Changing and re-establishing the official grades on Twenty-fourth Avenue between Quintara and Rivera Streets.

Whereas, The Board of Supervisors, on the written recommendation of the Director of Public Works, did on the 26th day of June, 1939, by Resolution No. 379 (Series of 1939), declare its intention to change and re-establish the grades on Twenty-fourth Avenue between Quintara and Rivera Streets.

Whereas, Said Resolution was so published for two days, and the Director of Public Works within ten days after the first publication of said Resolution of Intention caused notices of the passage of said

Resolution to be conspicuously posted along all streets specified in the Resolution, in the manner and as provided by law; and

Whereas, More than thirty days have elapsed since the first publication of said Resolution of Intention; therefore, Be It Ordained by the People of the City and County of San Francisco as follows:

Section 1. The grades on the following named streets at the points hereinafter named and at the elevations above City base as herein-after stated, are hereby changed and established as follows:

**Twenty-Fourth Avenue:**

Quintara Street .....423 feet  
(The same being the present official grade)

Rivera Street .....404 feet  
(The same being the present official grade)

On Twenty-Fourth Avenue between Quintara and Rivera Streets be changed and established to conform to true gradients between the grade elevations above given therefore.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

Repealing Bill No. 228, Ordinance No. 223 (Series of 1939), Ordering the Improvement of 39th Ave. Between Lawton and Moraga Sts.; Moraga St. Between 39th and 40th Aves., Including the Crossing of 39th Ave. and Moraga St.

(Series of 1939)

Bill No. 300, Ordinance No. ...., as follows:

Repealing Bill No. 228, Ordinance No. 223 (Series of 1939), entitled "Ordering the Performance of Certain Street Work to be Done in the City and County of San Francisco, Approving and Adopting Specifications Therefor, Describing and Approving the Assessment District, and Authorizing the Director of Public Works to Enter into Contract for Doing the Same"; in effect July 18, 1939; ordering the improvement of 39th Ave. between Lawton and Moraga Sts.; Moraga St. between 39th and 40th Aves., including the crossing of 39th Ave. and Moraga St.

Be it Ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 228, Ordinance No. 223 (Series of 1939), the title of which is recited above, ordering the improvement of 39th Avenue between Lawton and Moraga Streets; Moraga Street between 39th and 40th Avenues, including the crossing of 39th Avenue and Moraga Street, is hereby repealed.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

Accepting the Roadway of Sweeny Street Between Colby and University Streets, Including the Intersection of Sweeny and University Streets, and of University Street Between Sweeny Street and Silver Avenue.

(Series of 1939)

Bill No. 301, Ordinance No. ...., as follows:

Providing for acceptance of the roadway of Sweeny Street between Colby Street and University Street, including the intersection of Sweeny Street and University Street, and of University Street between Sweeny Street and Silver Avenue, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic-concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Sweeny Street between Colby Street and University Street, including the intersection of Sweeny Street and University Street, and of University Street between Sweeny Street and Silver Avenue, including the curbs.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Accepting the Roadway of Rivera Street Between 33rd Avenue  
and 34th Avenue**  
(Series of 1939)

Bill No. 302, Ordinance No....., as follows:

Providing for acceptance of the roadway of Rivera Street between Thirty-third Avenue and Thirty-fourth Avenue, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic-concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Rivera Street between Thirty-third Avenue and Thirty-fourth Avenue, including the curbs.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Establishing Grades on 26th Street Between Connecticut and  
Wisconsin Streets, and on Wisconsin Street Between 25th and  
26th Streets.**

(Series of 1939)

Bill No. 303, Ordinance No....., as follows:

Establishing grades on Twenty-sixth Street between the westerly line of Connecticut Street and the westerly line of Wisconsin Street; and on Wisconsin Street between the northerly line of twenty-fifth Street and Twenty-sixth street.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The grades on Twenty-sixth Street between the westerly line of Connecticut Street and the westerly line of Wisconsin Street;



and of Wisconsin Street between the northerly line of Twenty-fifth Street and Twenty-sixth Street, are hereby established at points hereinafter named and at heights above City base as hereinafter stated, in accordance with the recommendation of the Department of Public Works, filed in this office August 9, 1939.

Twenty-sixth Street	Feet
20 ft. southerly from the northerly line of, at Connecticut Street westerly line .....	42.58
6 ft. northerly from the southerly line of, at Connecticut Street westerly line .....	40.30
20 ft. southerly from the northerly line of, 140 ft. westerly from Connecticut Street .....	55.00
6 ft. northerly from the southerly line of, 140 ft. westerly from Connecticut Street .....	55.00
20 ft. southerly from the northerly line of, at Wisconsin Street, easterly line .....	106.00
6 ft. northerly from the southerly line of, at Wisconsin Street easterly line .....	106.00
20 ft. southerly from the northerly line of, at Wisconsin Street, westerly line .....	106.00
6 ft. northerly from the southerly line of, at Wisconsin Street westerly line .....	106.00

#### WISCONSIN STREET

Twenty-fifth Street northerly line .....	164.50
(The same being the present official grade)	
15 ft. westerly from the easterly line of, 1 ft. southerly from Twenty-fifth Street northerly line .....	164.34
Easterly line of, 16 ft. southerly from 25th Street northerly line .....	163.75
Easterly line of, at a point on the curb return, 12.21 ft. northerly from Twenty-fifth Street southerly line .....	161.81
26 ft. southerly from the northerly line of Twenty-fifth Street at Wisconsin Street westerly line .....	163.00
Westerly line of, 6 ft. northerly from Twenty-fifth Street southerly line .....	160.55
15 ft. easterly from the westerly line of, 9 ft. southerly from Twenty-fifth Street .....	159.55
23 ft. westerly from the easterly line of, 33 ft. southerly from Twenty-fifth Street .....	159.55
23 ft. easterly from the westerly line of, 210 ft. northerly from Twenty-sixth Street .....	142.55
3 ft. northerly from Twenty-sixth Street .....	107.36

On Twenty-sixth Street between the westerly line of Connecticut Street and the westerly line of Wisconsin Street, and on Wisconsin Street between the northerly line of Twenty-fifth Street; and Twenty-sixth Street be established to conform to true gradients between the grade elevations above given therefore.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

#### Changing Sidewalk Widths on Texas Street Between 23rd and 25th Streets

(Series of 1939)

Bill No. 304, Ordinance No....., as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered twelve hundred and twenty-three (1223).



Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office August 9, 1939, by adding thereto a new section to be numbered Twelve Hundred and Twenty-three (1223), to read as follows:

**Section 1223:**

The width of sidewalks on Texas Street, the easterly side of, between Twenty-third and Twenty-fifth Streets, shall be 10 feet.

The width of sidewalks on Texas Street, the westerly side of, between Twenty-third and Twenty-fifth Streets, shall be 36 feet.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Changing Sidewalk Widths on Connecticut Street Between  
25th and Army Streets**

(Series of 1939)

Bill No. 305, Ordinance No....., as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered twelve hundred and twenty-four (1224).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office August 9, 1939, by adding thereto a new section to be numbered Twelve Hundred and Twenty-four (1224), to read as follows:

**Section 1224:**

The width of sidewalks on Connecticut Street between 25th Street and a point 83 feet southerly from 26th Street shall be 23 feet.

The width of sidewalks on Connecticut Street between a point 203 feet southerly from 26th Street and Army Street shall be 10 feet.

The width of sidewalks on Connecticut Street between points 83 feet and 203 feet southerly from 26th Street shall be the width between the property line and a reverse curve connecting the previously described widths at said points.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Changing Sidewalk Widths on Wisconsin Street Between  
25th and 26th Streets**

(Series of 1939)

Bill No. 306, Ordinance No....., as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered twelve hundred and twenty-five (1225).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office August 9, 1939, by adding thereto a new section to be numbered Twelve Hundred and Twenty-five (1225), to read as follows:

**Section 1225:**

The width of sidewalks on Wisconsin Street, the easterly side of, between 25th and 26th Streets, shall be 23 feet.

The width of sidewalks on Wisconsin Street, the westerly side of, at a point 9 feet southerly from 25th Street, shall be 15 feet.

The width of sidewalks on Wisconsin Street, the westerly side of, between 26th Street and a point 109 feet southerly from 25th Street, shall be 23 feet.

The width of sidewalks on Wisconsin Street, the westerly side of, between points 9 feet and 109 feet southerly from 25th Street, shall be the width between the property line and a reverse curve connecting the previously described widths at said points.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Changing Sidewalk Widths on 23rd Street Between Wisconsin and Texas Streets**

(Series of 1939)

Bill No. 307, Ordinance No. ...., as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered twelve hundred and twenty-six (1226).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office August 9, 1939, by adding thereto a new section to be numbered Twelve Hundred and Twenty-six (1226), to read as follows:

**Section 1226:**

The width of sidewalks on Twenty-third Street, the northerly side of, between Wisconsin Street and a point 52.09 feet easterly from Arkansas Street easterly line produced, shall be 8 feet.

The width of sidewalks on Twenty-third Street, the southerly side of, between Wisconsin Street and a point 52.09 feet easterly from Arkansas Street easterly line produced, shall be 24 feet.

The width of sidewalks on Twenty-third Street between a point 52.09 feet easterly from Arkansas Street easterly line produced and Texas Street shall be abolished.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Changing Sidewalk Widths on 25th Street Between Wisconsin  
and Iowa Streets.  
(Series of 1939)**

Bill No. 308, Ordinance No. . . . ., as follows:

Amending Ordinance No. 1061, entitled "Regulating the width of sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered Twelve Hundred and Twenty-Seven (1227).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office August 9, 1939, by adding thereto a new section to be numbered Twelve Hundred and Twenty-Seven (1227), to read as follows:

**Section 1227:**

The width of sidewalks on 25th Street, the northerly side of, between a point 72.50 feet westerly from Wisconsin Street and Wisconsin Street shall be 26 feet.

The width of sidewalks on 25th Street, the southerly side of, between a point 72.50 feet westerly from Wisconsin Street and Wisconsin Street, shall be 6 feet.

The width of sidewalks on 25th Street between Wisconsin Street and Iowa Street shall be 16 feet.

The width of sidewalks on 25th Street between Iowa Street and the easterly termination shall be 10 feet.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Changing Sidewalk Widths on 26th Street Between Carolina and  
Connecticut Streets  
(Series of 1939)**

Bill No. 309, Ordinance No. . . . ., as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered Twelve Hundred and Twenty-Eight (1228).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office August 9, 1939, by adding thereto a new section to be numbered Twelve Hundred and Twenty-Eight (1228), to read as follows:

**Section 1228:**

The width of sidewalks on 26th Street, the northerly side of, between Carolina and Connecticut Streets, shall be 20 feet.

The width of sidewalks on 26th Street, the southerly side of, between Carolina and Connecticut Streets, shall be 6 feet.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Ordering the Improvement of the Crossing of Thirteenth Avenue  
and Quintara Street.**

(Series of 1939)

Bill No. 310, Ordinance No. . . . ., as follows:

Ordering the performance of certain street work to be done in the City and County of San Francisco, approving and adopting specifications therefor, describing and approving the assessment district, and authorizing the Director of Public Works to enter into contract for doing the same.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors August 16, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

The said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of the crossing of Thirtieth Avenue and Quintara Street by the construction of the following:

Item No.	Item
1.	Grading (excavation)
2.	Unarmored concrete curb
3.	Two-course concrete sidewalk
4.	Brick catchbasins, complete
5.	10-inch vitrified clay pipe culvert, in place
6.	Asphalt-concrete pavement, consisting of a 6-inch Class "F" concrete base and a 2-inch asphaltic concrete wearing surface
7.	8-inch vitrified clay pipe sewer, in place
8.	15-inch vitrified clay pipe sewer, in place
9.	18-inch vitrified clay pipe sewer, in place
10.	Brick manhole, complete

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated, and numbered respectively as:

Block 2149, Lots 2, 3D, 3E, 3F, 3G and 3H;

Block 2150, Lots 2, 3, 4, 5, 6, 7, 8 and 9;

Block 2187, Lots 1, 1A, 1B, 1C, 1D, 1E, 1F, 1G, 1H, 2, 2A, 2B and 30, and

Block No. 2188, Lots 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50 and 51; all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above-mentioned improvement.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

### Changing and Establishing Grades on Army Street Between Potrero Avenue and South Van Ness Avenue; and on Various Other Streets.

(Series of 1939)

Bill No. 311, Ordinance No. ...., as follows:

Changing and re-establishing the official grades in accordance with that certain diagram, approved July 5, 1939, by Resolution No. 389 (Series of 1939), entitled "Grade Map Showing the Proposed Change and Establishment of Grades on Army Street Between the Westerly Line of Potrero Avenue and the Westerly Line of South Van Ness Avenue, and on Hampshire Street, York Street, Bryant Street, Florida Street, Alabama Street, Harrison Street, Folsom Street, Shotwell Street, and South Van Ness Avenue, at Points Northerly and Southerly from Army Street as shown on This Map."

Whereas, The Board of Supervisors, on the written recommendation of the Director of Public Works, did on the 5th day of July 1939, by Resolution No. 389 (Series of 1939), declare its intention to change and re-establish the grades in accordance with that certain diagram, entitled "Grade Map showing the proposed change and establishment of grades on Army Street between the westerly line of Potrero Avenue and the westerly line of South Van Ness Avenue, and on Hampshire Street, York Street, Bryant Street, Florida Street, Alabama Street, Harrison Street, Folsom Street, Shotwell Street, and South Van Ness Avenue, at points northerly and southerly from Army Street, as shown on this Map."

Whereas, Said Resolution was so published for two days, and the Director of Public Works within ten days after the first Publication

of said Resolution of Intention caused notices of the passage of said Resolution to be conspicuously posted along all streets specified in the Resolution, in the manner and as provided by law; and

Whereas, More than thirty days have elapsed since the first publication of said Resolution of Intention; therefore,

Be it Ordained by the People of the City and County of San Francisco, as follows:

Section 1. Grades at the points and elevation above City base are hereby changed and established as shown on that certain diagram approved July 5, 1939, by Resolution No. 389 (Series of 1939), entitled "Grade Map showing the proposed change and establishment of grades on Army Street between the westerly line of Potrero Avenue and the westerly line of South Van Ness Avenue, and on Hampshire Street, York Street, Bryant Street, Florida Street, Alabama Street, Harrison Street, Folsom Street, Shotwell Street, and South Van Ness Avenue, at points northerly and southerly from Army Street as shown on this Map."

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

#### Adopted

The following recommendations of the Streets Committee were taken up:

**Approving Map Showing the Opening of Seal Rock Drive From 45th Avenue to El Camino Del Mar, and of Alta Mar Way From Seal Rock Drive to Point Lobos Avenue.**

(Series of 1939)

Resolution No. 501, as follows:

Resolved, That that certain diagram entitled "Map Showing the Opening of Seal Rock Drive from Forty-Fifth Avenue to El Camino Del Mar; and Alta Mar Way from Seal Rock Drive to Point Lobos Avenue," approved the 18th day of August, 1939, by Director of Public Works Order No. 11,257, be and is hereby approved and made official, and parcels numbered 1 to 4 inclusive, shown hatched thereon, are hereby declared to be open public streets, to be known by the names as shown on said map.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Intention to Change Grades on Twenty-Third Street, Twenty-Fifth Street, Texas Street and Connecticut Street.**

(Series of 1939)

Resolution No. 502, as follows:

Resolved, That it is the intention of the Board of Supervisors to change and establish grades on the following named streets, at the points hereinafter specified and at the elevations above City base, as hereinafter stated, in accordance with Order No. 11,119 of the Director



of Public Works dated August 2, 1939, making written recommendation of said action, filed with said Board August 9, 1939, to-wit:

Recommendation for the changing and establishing of grades as follows:

<b>Twenty-Third Street:</b>		<b>Feet</b>
Mississippi St. ....	(The same being the present official grade)	90.00
Texas St. ....		133.00
Missouri St. ....		220.00
(The same being the present official grade)		
At a point 216.68 ft. easterly from Arkansas St. and 48.21 ft. southerly from Twenty-third St. northerly line ... ;		268.10
At a point 201.00 ft. easterly from Arkansas St. and 78.38 ft. southerly from Twenty-third St. northerly line. ....		268.10
8 ft. southerly from the northerly line of, 52.09 ft. easterly from Arkansas St. ....		265.76
24 ft. northerly from the southerly line of, 52.09 ft. easterly from Arkansas St. ....		265.76
8 ft. southerly from the northerly line of, at Arkansas St. westerly line .....		264.00
(The same being the present official grade)		
24 ft. northerly from the southerly line of, at Arkansas St. westerly line produced .....		263.50
8 ft. southerly from the northerly line of, at Wisconsin St. easterly line .....		261.64
(The same being the present official grade)		
24 ft. northerly from the southerly line of, at Wisconsin St. easterly line .....		260.09
(The same being the present official grade)		
Northerly line of, at Wisconsin St. ....		262.00
(The same being the present official grade)		
Southerly line of, at Wisconsin St. ....		259.00
(The same being the present official grade)		
<b>Twenty-Fifth Street:</b>		
5 ft. easterly from Texas St. ....		129.10
(The same being the present official grade)		
Northerly line of, 10 ft. westerly from Texas St. easterly line. ....		130.00
(The same being the present official grade)		
16 ft. northerly from the southerly line of, 48 ft. westerly from the easterly line of Texas St. produced .....		132.00
193.33 ft. westerly from the easterly line of Texas St. produced .....		130.00
(The same being the present official grade)		
At a point 23.61 ft. westerly from the easterly end of the curb return (measured along the curb) at the northeast corner of Connecticut St. ....		89.95
16 ft. northerly from the southerly line of, at Connecticut St. easterly line produced from the south .....		90.00
16 ft. northerly from the southerly line of, at Connecticut St. westerly line produced from the south .....		90.00
At a point 12.01 ft. easterly from the westerly end of the curb return (measured along the curb) at the northwest corner of Connecticut St. ....		88.18
50 ft. easterly from Wisconsin St. ....		155.26
16 ft. southerly from the northerly line of, at Wisconsin St. easterly line .....		163.75
At a point at the intersection of the arc of the southeast curb return and the easterly line of Wisconsin St. ....		161.81
1 ft. southerly from the northerly line of, and 15 ft. westerly from Wisconsin St. easterly line .....		164.34
Northerly line of, at Wisconsin St. ....		164.50
(The same being the present official grade)		

26 ft. southerly from the northerly line of, at Wisconsin St. west- erly line .....	163.00
6 ft. northerly from the southerly line of, at Wisconsin St. west- erly line .....	160.55
Carolina St. ....	180.00

(The same being the present official grade)

#### Texas Street:

366 ft. northerly from 23d St. ....	132.50
(The same being the present official grade)	
Twenty-third St. ....	133.00
10 ft. westerly from the easterly line of, 400 ft. southerly from 23d St. ....	153.00
36 ft. easterly from the westerly line of, 400 ft. southerly from 23d St. ....	153.00
10 ft. westerly from the easterly line of, 79.91 ft. northerly from 25th St. ....	133.98
44 ft. westerly from the easterly line of, 79.91 ft. northerly from 25th St. ....	133.98
10 ft. westerly from the easterly line of, 46.02 ft. northerly from 25th St. ....	132.31
44 ft. westerly from the easterly line of, 46.02 ft. northerly from 25th St. ....	133.60
10 ft. westerly from the easterly line of, at 25th St. northerly line .....	130.00
(The same being the present official grade)	

#### Connecticut Street:

Westerly line of, 16 ft. northerly from 25th St. southerly line.....	90.00
Easterly line of, 16 ft. northerly from 25th St. southerly line.....	90.00
23 ft. easterly from the westerly line of, 7 ft. southerly from 25th St. ....	86.99
23 ft. westerly from the easterly line of, 7 ft. southerly from 25th St. ....	86.99
23 ft. westerly from the easterly line of, at the northerly line of 26th St. produced easterly .....	43.00
At a point 14.91 ft. easterly from the westerly end of the curb return (measured along the curb) at the northwest corner of 26th St. ....	40.61
Westerly line of, 20 ft. southerly from 26th St. northerly line.....	42.58
Westerly line of, 6 ft. northerly from 26th St. southerly line.....	40.30
23 ft. westerly from the easterly line of, at 26th St. southerly line produced from the west .....	40.00
(The same being the present official grade)	
17 ft. southerly from 26th St. ....	38.34
(The same being the present official grade)	

On 23d St. between the westerly line of Mississippi St. and Wisconsin St.; on 25th St. between a line parallel with and 5 ft. easterly from Texas St. and Carolina St.; on Texas St. between a line parallel with and 366 ft. northerly from 23d St. and 25th St.; on Connecticut St. between 25th St. and a line parallel with 26th St. and 17 ft. southerly therefrom; and on Missouri St. between 25th St. and a line parallel with Army St. and 523 ft. northerly therefrom, be changed and established to conform to true gradients between the grade elevations above given therefor and the present official grade of Missouri St. at a point 523 ft. northerly from Army St.

The Board of Supervisors hereby declares that no assessment district is necessary as no damage will result from said change of grades.

The Director of Public Works is hereby directed to cause to be conspicuously posted along the street or streets upon which such change or modification of grade or grades is contemplated, notice of the passage of this Resolution of Intention.

These proceedings are instituted in accordance with the "Change of Grade Act of 1909." The San Francisco News is hereby designated as the newspaper in which this resolution shall be published.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

#### **Adopted**

The following recommendation of Exposition Affairs and Industrial Development Committee was taken up:

**Mayor to Appoint a Presidential Reception Committee to Arrange a Program Honoring President Franklin D. Roosevelt, on His Visit to San Francisco and the Exposition.**

(Series of 1939)

Resolution No. 503, as follows:

Whereas, the President of the United States, Franklin D. Roosevelt, will visit this City and the Golden Gate International Exposition in the near future, and

Whereas, It is truly fitting that the Chief Executive of our Nation should be publicly honored with a Civic Reception and Celebration bespeaking San Francisco's hospitality and its recognition of signal services rendered to the City and its citizens by President Roosevelt and his Administration, and

Whereas, This Reception and Celebration will fittingly supplement the honors to be extended our President at the Exposition on Treasure Island and allow thousands more of our citizens to view the President and join in the reception; therefore, be it

Resolved, That the Mayor is hereby requested and authorized to appoint an official Presidential Reception Committee of City officials and leading citizens whose duty it will be to arrange and put into execution a program of special events honoring the President during the period of his visit in the city; and be it

Further Resolved, That the President be notified as soon as possible of this Reception and his participation to the fullest extent possible be requested.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

#### **Adopted**

The following recommendations of Public Buildings, Lands and City Planning Committee were taken up:

**Fixing Date for Hearing Appeal, Rezoning of Richardson Avenue and Broderick Street.**

(Series of 1939)

Resolution No. 504, as follows:

Resolved, That the time for hearing the appeal from the decision of the City Planning Commission denying application to rezone from Second Residential District to Commercial District, property located at the intersection of the northeasterly line of Richardson Avenue and the westerly line of Broderick Street, is hereby set for Tuesday, September 5, 1939, at 2 o'clock P. M.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Establishing Set-Back Lines W/S 18th Avenue, Pacheco Street Southerly.**

(Series of 1939)

Resolution No. 505, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2041, dated August 24, 1939, reading as follows:

Resolved, That subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following building set-back lines be, and the same are hereby approved and established:

Along the westerly side of 18th Avenue, commencing at the southerly line of Pacheco Street and running thence southerly 192 feet 6 inches, set-back line to be 6 feet; thence southerly 328 feet, set-back line to be 8 feet; thence southerly 79 feet 6 inches to the northerly line of Quintara Street, said set-back line to be 6 feet, is hereby approved.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Establishing Set-Back Lines W/S 22nd Avenue Between Kirkham and Lawton Streets.**

(Series of 1939)

Resolution No. 506, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2042, dated August 24, 1939, reading as follows:

Resolved, That subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following building set-back line be and the same is hereby established:

Along the westerly side of 22nd Avenue, commencing at a point 100 feet southerly from the southerly line of Kirkham Street and running thence southerly to Lawton Street, set-back line to be three feet, is hereby approved.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Establishing Set-Back Lines E/ly Side of 22nd Avenue, Pacheco Street Southerly.**

(Series of 1939)

Resolution No. 507, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2043, dated August 24, 1939, reading as follows:

Resolved, That subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following building set-back line be and the same is hereby established:

Along the easterly side of 22nd Avenue, commencing at the southerly line of Pacheco Street and running thence southerly 500 feet, said set-back line to be 3 feet, is hereby approved.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Establishing Set-Back Lines E S 22nd Avenue Between Vicente  
and Wawona Sts.**

(Series of 1939)

Resolution No. 508, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2044, dated August 24, 1939, reading as follows:

Resolved, That subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following building set-back line be and the same is hereby established:

Along the easterly side of 22nd Avenue between Vicente Street and Wawona Street, set-back line to be 4 feet.  
is hereby approved.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Establishing Set-Back Lines, Westerly Side of 23d Avenue.**

(Series of 1939)

Resolution No. 509, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2045, dated August 24, 1939, reading as follows:

Resolved, That subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following building set-back line be and the same is hereby established:

Along the westerly side of 23rd Avenue, commencing at a point 100 feet southerly from the southerly line of Irving Street, and running thence southerly 75 feet, set-back line to be 3 feet; thence southerly 50 feet, set-back line to be 6 feet; thence southerly 25 feet, set-back line to be 7 feet 6 inches; thence southerly 175 feet, set-back line to be 11 feet; thence southerly 25 feet, set-back line to be 7 feet; thence southerly 10 feet, set-back line to be 3 feet;  
is hereby approved.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Establishing Set-Back Line E/ly Side of 23d Avenue From Point  
100 Feet Southerly From S/ly Line of Judah Street.**

(Series of 1939)

Resolution No. 510, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2046, dated August 24, 1939, reading as follows:

Resolved, That subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following building set-back line be and the same is hereby established:

Along the easterly side of 23rd Avenue, commencing at a point 100 feet southerly from the southerly line of Judah Street and running thence southerly 475 feet, set-back line to be 3 feet.  
is hereby approved.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Establishing Set-Back Lines W/S 26th Avenue, Lincoln Way Southerly.**

(Series of 1939)

Resolution No. 511, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2047, dated August 24, 1939, reading as follows:

Resolved, That subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following building set-back line be and the same is hereby established:

Along the westerly side of 26th Avenue, commencing at Lincoln Way, and running thence southerly 30 feet, set-back line to be 9 feet; thence southerly 30 feet, set-back line to be 13 feet; thence southerly 30 feet, set-back line to be 15 feet; thence southerly 30 feet, set-back line to be 17 feet; thence southerly 30 feet, set-back line to be 19 feet; thence southerly 30 feet, set-back line to be 21 feet; thence southerly 30 feet, set-back line to be 23 feet; thence southerly 30 feet, set-back line to be 25 feet; thence southerly 60 feet, set-back line to be 27 feet; thence southerly 30 feet, set-back line to be 25 feet; thence southerly 30 feet, set-back line to be 23 feet; thence southerly 30 feet, set-back line to be 21 feet; thence southerly 30 feet, set-back line to be 19 feet; thence southerly 30 feet, set-back line to be 17 feet; thence southerly 30 feet, set-back line to be 15 feet; thence southerly 30 feet, set-back to be 13 feet,

is hereby approved.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Establishing Set-Back Lines W/S 45th Avenue, Between Rivera and Santiago Streets.**

(Series of 1939)

Resolution No. 512, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2048, dated August 24, 1939, reading as follows:

Resolved, That subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following building set-back line be, and the same is hereby established:

Along the westerly side of 45th Avenue, between Rivera Street and Santiago Street, said set-back line to be 3 feet,  
is hereby approved.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Establishing Set-Back Line Westerly Side of 46th Avenue.**

(Series of 1939)

Resolution No. 513, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2049, dated August 24, 1939, reading as follows:

Resolved, That subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following building set-back line be and the same is hereby established:

Along the westerly side of 46th Avenue, commencing at a point 100 feet southerly from the southerly line of Judah Street and running



thence southerly 25 feet, set-back line to be 2 feet; thence southerly 25 feet, set-back line to be 4 feet; thence southerly 25 feet, set-back line to be 6 feet; thence southerly 275 feet, set-back line to be 8 feet; thence southerly 25 feet, set-back line to be 6 feet; thence southerly 25 feet, set-back line to be 4 feet; thence southerly 75 feet, set-back line to be 2 feet,

is hereby approved.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Establishing Set-Back Lines Both Sides of 30th Avenue, Between Ortega and Pacheco Streets.**

(Series of 1939)

Resolution No. 540, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2050, dated August 24, 1939, reading as follows:

Resolved, That subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following building set-back lines be and the same are hereby approved, and established:

Along the both sides of 30th Avenue between Ortega and Pacheco Streets, said set-back line to be 9 feet,

is hereby approved.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Passed for Second Reading**

The following recommendations of Public Utilities Committee were taken up:

**Amending Municipal Code to Provide That Installation, Construction and Repair of Switches on the Municipal Railway Shall Constitute 'Emergency Work.'**

(Series of 1939)

Bill No. 313, Ordinance No....., as follows:

**Amending Section 46 of Article 2, Chapter X, Part II, of the Municipal Code of the City and County of San Francisco Defining an Actual Emergency Under Which Departments, Boards, Officers and Commissions May Do the Necessary Work to Meet Said Emergency When the Cost of Said Work Exceeds \$1000.00.**

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 46 of Article 2, Chapter X, Part II, of the Municipal Code of the City and County of San Francisco is hereby amended to read as follows:

"Section 46. EMERGENCY WORK. The Board of Supervisors hereby declares that in an actual emergency created by weather conditions, fire, flood, or other unforeseen conditions of unusual character, or the breakdown of any plant, equipment, structure, street or public work, necessitating immediate emergency repair or reconditioning to safeguard the lives or property of the citizens or the property of the city

and county or to maintain the public health or welfare, and including the installation, repair, construction and alteration of crossings and switch work and special work in connection therewith, at street and other railway crossings and at street intersections, when the same is to be done by or for the Municipal Railway, such repair, reconditioning or other emergency work may be executed in the most expeditious manner by the department head responsible therefor, who shall, if the emergency permits, first secure the approval in writing of the Chief Administrative Officer, if the emergency work is to be done or ordered by any department under his jurisdiction or, for departments not under the Chief Administrative Officer, the approval in writing of the president of the board or commission concerned, or of the Mayor. If the emergency does not permit such approval to be obtained before work is commenced said approval as hereinabove mentioned shall be obtained as soon thereafter as it is possible to do so.

The department head concerned shall notify the Controller immediately of the work involved and the estimated cost thereof."

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

### Refused Passage

The following Bill referred to the Board by the Public Utilities Committee with the recommendation "Do not pass," was taken up:

**Repealing Ordinance No. 63 (Series of 1939) Appropriating \$228,000 for Trackless Trolley Buses to Operate on Howard and Other Streets.**

(Series of 1939)

Bill No. 312, Ordinance No. ....

**Repealing Ordinance No. 63 (Series of 1939) Appropriating \$144,000 From the Surplus Existing in the Municipal Railway Operating Fund and \$84,000 From the Surplus Existing in the Municipal Railway Reconstruction and Replacement Fund for the Purpose of Establishing a Trolley Bus Line From Beale Street to Army Street and Return, Along Certain Streets.**

Whereas, The Market Street Railway Company is supplementing its present street car system, through the operation of buses on the No. 19 line, on Polk, Larkin and 9th Streets; and

Whereas, This bus operation, on the No. 19 line has proven far superior to the trolley car service, through the elimination of noise and through the fast service rendered thereby; and

Whereas, The Market Street Railway Company has petitioned this Board for permission to supplement its present street car service with buses on five additional lines; and

Whereas, No trackless trolley buses are being or are to be operated on any of the foregoing routes, evidenced by the fact that gas buses are preferred by the private company, by reason of their efficiency and economy of operation; and

Whereas, An appropriation of \$228,000 was voted by this Board for trackless trolley buses to be utilized on an extension to the Municipal Railway on Howard Street and Van Ness Avenue South, from Beale to Army Street; and

Whereas, Twenty (20) gasoline buses, with greater efficiency and economy and of equal capacity could be obtained for the same sum of money, \$226,000; and

Whereas, Twenty (20) buses would furnish a superior service, extending to the county line in the Mission district, thereby providing sorely needed transportation to the people in that vicinity; and

Whereas, Such service could be operated on the basis of a five-cent fare; therefore, be it

Ordained by the People of the City and County of San Francisco, as follows:

That Ordinance No. 63 (Series of 1939), be and is hereby repealed.

#### Discussion

Supervisor Uhl, author of the foregoing Bill, explained his reasons for presenting same, by saying that it was his contention that for the same amount heretofore appropriated for the purchase of trackless trolley buses, twenty or more gasoline buses could be purchased, and service provided for the people in the district between First and Market Streets and the County Line.

Supervisor McSheehy, member of the Public Utilities Committee, explained the reasons prompting the Committee's recommendation that the Bill "Do not pass," stating that trackless trolleys would relieve the congestion on Howard Street and South Van Ness Avenue, and would furnish the transportation which the people in the district desired.

#### Refused Passage

Thereupon, the roll was called and the foregoing Bill was refused passage by the following vote:

Ayes: Supervisor Uhl—1.

Noes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

#### Consideration Postponed

The following recommendation of Judiciary Committee was taken up:

#### Charter Amendment to Provide for the Assignment of Municipal Railway Conductors and Motormen to Duty as Bus Operators.

Charter Amendment No. ...., as follows:

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco, State of California, to amend the Charter of said City and County by amending Section 125 thereof, relating to employees engaged in public utility work, to provide for assignment of platform men of the Municipal Railway to duty as bus operators at the salary fixed for bus operators and without loss of seniority.

The Board of Supervisors of the City and County of San Francisco hereby submits to the electors of said City and County at the general election to be held on the 7th day of November, 1939, a proposal to amend Section 125 of the Charter, relating to employees engaged in public utility work, to read as follows:

#### Employments

Section 125. All employees engaged in public utility work at the time this charter shall go into effect, and who have been permanently appointed to their respective positions in conformity with the civil service provisions of this charter, shall become employees of the public utilities commission under the classification held by each such employee at such time. All persons employed in the operating service of any public utility hereafter acquired by the city and county at the time the same is taken over by the city and county, and who shall have been so employed for at least one year prior to the date of such acquisition, shall be continued in their respective positions and shall

be deemed appointed to such positions, under, and entitled to all the benefits of, the civil service provisions of this charter; provided, however, that no person who is not a citizen of the United States shall be so continued in or appointed to his position. All persons residing outside the city and county claiming the benefit of this provision and who are not engaged on such utility work outside of the limits of the city and county shall be allowed a reasonable time, not exceeding one year, to become residents of the city and county.

Persons employed as platform men or bus operators in the operating department of the municipal railway system shall be subject to the following conditions of employment: The basic hours of labor shall be eight hours, to be completed within ten consecutive hours; there shall be one day of rest in each week of seven days; all labor performed in excess of eight hours in any one day, or six days in any one week, shall be paid for at the rate of time and one-half.

*Conductors and motormen may be assigned to duty as bus operators and while assigned to such duty they shall receive the compensation fixed for such service. Such assignment shall be governed by seniority of service, subject to a qualifying test by the railroad management as to competency and to state law as to qualifications and licensing.*

Positions and employments in the municipal airport, which airport by this charter is placed under the jurisdiction of the public utilities commission, shall be continued and the employees thereof shall, subject to the approval of the commission, be appointed by and hold office at the pleasure of the manager of utilities. See Digest—Francis v. Leavy, P. 134; Archer v. Civil Service Commission, p. 136.

*Consideration postponed until Tuesday, Sept. 5, 1939, at 2:30 P. M.*

The following recommendation of His Honor the Mayor was taken up:

**Leave of Absence—Mrs. Sigmund Stern, Member of the Recreation Commission.**  
(Series of 1939)

Resolution No. 515, as follows:

Resolved, That in accordance with the recommendation of his Honor the Mayor, Mrs. Sigmund Stern, member of the Recreation Commission, is hereby granted a leave of absence for a period of thirty days, commencing August 25, 1939, with permission to leave the State.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

## ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.

### Adopted

The following recommendation of the Mayor was taken up:

**Leave of Absence—Honorable Arthur M. Brown, Jr., Member, Board of Supervisors. And Rescinding Resolution No. 493,**  
(Series of 1939).

(Series of 1939)

Resolution No. 516, as follows:

Resolved, That in accordance with the recommendation of His Honor the Mayor, Hon. Arthur M. Brown, Jr., a member of the Board

of Supervisors, is hereby granted a leave of absence for a period of three weeks commencing August 27, 1939, with permission to leave the State, and be it

Further Resolved, That Resolution No. 493 (Series of 1939), is hereby rescinded.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**In Memoriam—Mrs. Agnes H. Deasy**

(Series of 1939)

Supervisor McSheehy presented Resolution No. 517, as follows:

Whereas, Almighty God in His infinite wisdom has summoned to her eternal reward Mrs. Agnes H. Deasy, wife of the late Cornelius J. Deasy, a member of this Board of Supervisors for eighteen years; and

Whereas, Mrs. Deasy's lovable personality and charming manner endeared her to all who knew her, and her passing will be long and deeply mourned by her many friends and the family she adored; now, therefore, be it

Resolved, That this Board of Supervisors expresses profound sorrow at the passing of Mrs. Agnes H. Deasy, and extends to her bereaved family its heartfelt condolences; and be it

Further Resolved, That when this Board of Supervisors adjourns this day, it does so out of respect to the revered memory of the late Mrs. Agnes H. Deasy.

*Unanimously adopted by rising vote.*

**Requesting California State Highway Commission to Proceed with the Construction of Highway 101 Through the City of San Rafael.**

(Series of 1939)

Supervisor Ratto presented Resolution No. 518, as follows:

Whereas, There now exists on Highway 101 at San Rafael a traffic situation intolerable to motorists and commercial shippers, and

Whereas, There has been appropriated by the Legislature of the State of California the sum of \$670,000 for the construction of one and six-tenths miles, or thereabouts, of four lane highway to replace the narrow, twisting streets that now take said Highway 101 through the City of San Rafael, causing unnecessary traffic congestion, delay and danger to the thousands of motorists who use the highway each day, and

Whereas, It has been brought to the attention of the members of the California State Highway Commission that immediate construction of said project in the City of San Rafael is of paramount importance; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco does hereby respectfully urge the California State Highway Commission to proceed with all possible speed to construct said project; and be it

Further Resolved, That copies of this resolution be sent to the California State Highway Commission and the members thereof, and to the Honorable Frank W. Clark, Director of Public Works, of the State of California.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Mayor to Appoint Citizens Committee for Celebration of Completion of Golden Gate Bridge Approach on Funston Avenue**  
(Series of 1939)

Supervisor Shannon presented Resolution No. 519, as follows:

Whereas, The last link in the completion of the Golden Gate Bridge, namely, the Funston Avenue Approach thereto, will shortly be completed and put in service; now, therefore, be it

Resolved, That His Honor, the Mayor, be and is hereby requested to appoint a Citizens Committee to arrange for a proper celebration to commemorate this occasion.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Citizens Committee to Be Appointed By Mayor for Preservation of Golden Gate International Exposition Works of Art**  
(Series of 1939)

Supervisor Shannon Presented Resolution No. 520, as follows:

Whereas, Experience gained from the 1915 Fair demonstrates the advisability for advance preparations looking to the preservation, for the use and enjoyment of the People of the City and County of San Francisco, of such works of art as may be salvaged from the Golden Gate International Exposition, upon its termination, now, therefore, be it

Resolved, That His Honor the Mayor be and is hereby requested to appoint a Citizens Committee whose function it shall be to devise ways and means to conserve, for San Francisco, all those works of art which may be made available, at the conclusion of the Golden Gate International Exposition.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Favoring the Continuance for One Year of Golden Gate International Exposition**  
(Series of 1939)

Supervisor McSheehy presented Resolution No. ...., as follows:

Whereas, The Golden Gate International Exposition on Treasure Island is scheduled to close its portals on December 2, 1939; and

Whereas, This glorious World's Fair has presented and is presenting a spectacle which California and the entire nation regards with true pride and pleasurable satisfaction; and

Whereas, The extension of this great Exposition will result in a continuation of the benefits and prosperity it has brought to the people of San Francisco and Northern California as a whole; now, therefore, be it

Resolved, That this Board of Supervisors goes on record as favoring the extension of the time the Golden Gate International Exposition will be open to December 2, 1940.

*Referred to Exposition Committee.*



**Public Utilities Commission to Consider Flat Water Rate for  
Home Owners  
(Series of 1939)**

Supervisor Shannon presented Resolution No. \_\_\_\_\_, as follows:

Whereas, There is now available for the people of San Francisco, a plentiful and inexhaustible supply of water, and

Whereas, The excessive rates for water, now in effect, require the rate payers to be stinting in their use of it, and

Whereas, The home owner, particularly, is severely hampered in his endeavor to beautify his property, and the city, through the maintenance of trees, shrubs, lawns and gardens, because of the almost prohibitive cost of the water necessary therefor; now, therefore be it

Resolved, That the Public Utilities Commission be and is hereby requested to consider the inauguration of a plan under which home owners shall hereafter pay a flat monthly rate for all water used, based on the average for each home consumer's water bills for the twenty-four months preceding the inauguration of such plan.

*Referred to Public Utilities Committee.*

**Charter Amendment No. \_\_\_\_\_**

**Qualifications and Tests for Places in the Classified Service—  
Veterans Preference**

Supervisor McSheehy presented Charter Amendment No. \_\_\_\_\_, as follows:

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco, State of California, to amend the Charter of the City and County of San Francisco, by amending Section 145 thereof relating to qualifications and tests under the classified service of the City and County of San Francisco.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County at the general election to be held the 7th day of November, 1939, in the City and County of San Francisco, a proposal to amend as herein set forth the Charter by amending Section 145 thereof, relating to qualifications and tests under the classified service of the City and County of San Francisco.

Section 145. All applicants for places in the classified service shall submit to tests, which shall be competitive and without charge to the applicants. The commission shall control all examinations and may employ suitable persons in or out of the public service to act as examiners. The tests may be written, oral, mechanical or physical, or any combination of them, practical in character and related to matters fairly to test the relative capacity of the applicants to perform service for the City and County. The commission may, for each examination, establish a passing mark or may determine the total number of persons who shall constitute the list of eligibles. The commission shall prepare from the returns of the examiners the list of eligibles, arranged in order of relative excellence. No question submitted to applicants shall refer to political or religious opinions or fraternal affiliations.

Applicants for entrance positions in the uniformed forces of the fire and the police departments shall be not less than twenty-one years of age, nor more than thirty-five years of age at the time of appointment and shall have the physical qualifications required for enlistment in the United States Army, Navy and Marine Corps.

Applicants for positions in the mechanical trades and occupations may, in the discretion of the commission, be rated solely on experience and physical qualifications which may be demonstrated by such evidence and in such manner as the commission may direct, and such

applicants may be permitted to such further tests as the commission may require. Examinations of laborers shall relate only to physical qualifications and experience, and laborers establishing their fitness shall rank upon the register in order of priority of application.

The commission may remove all names from the list of eligibles after they have remained thereon for more than two years and all names thereon shall be removed at the expiration of four years. The commission may, however, provide in the scope-circular of any examination that the list of eligibles secured thereby shall automatically expire at a date not less than two or more than four years after the adoption of such list.

Veterans with thirty days or more actual service, and widows of such veterans, who become eligible for appointment by attaining the passing mark in any examination, shall be allowed an additional credit of 5 per cent in making up the list of eligibles secured by such examination. The term "veteran" as used in this section shall be taken to mean any person who has been mustered into, or served in, the Army, or enlisted in, or served in, the Navy or Marine Corps, of the United States, in time of war and received an honorable discharge or certificate of honorable active service. In the case of promotive examinations, when the passing mark has been attained, a credit of 3 per cent shall be allowed to veterans or to widows of such veterans. No more than one such entrance preference, or one such promotive preference may be allowed to any one person, *provided that if any participant in any examination for either entrance or promotive positions avails himself of the preference herein allowed for veterans and said person does not attain a passing mark on the list of eligibles to be derived from said examination, or if said person should attain a place on said list of eligibles and should not receive a permanent appointment therefrom, then said person in any future or other examinations may continue to avail himself of said veterans' preference until he receives a permanent appointment from any eligible list for which he has claimed said veterans' preference; and it is further provided that any veteran may avail himself of the veterans' preference as allowed by this section in as many examinations as he may participate in until such time as he receives a permanent appointment from any eligible list created by any examination in which he may participate.* The civil service commission may, for services or employment specified by the commission, allow general or individual preference, but not less than 10 per cent, for entrance appointment of veterans who have suffered permanent disability in line of duty, provided that such disability would not prevent the proper performance of the duties required under such service, or employment, and provided that such disability is of record in the United States Veterans Bureau.

*Referred to Judiciary Committee.*

#### Charter Amendment No. ....

#### Police Department

Supervisor Schmidt presented Charter Amendment No. ...., as follows:

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco, State of California, to amend the Charter of the City and County of San Francisco, by amending Section 35 thereof, relating to the Police Department and Patrol Special Police Officers.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County at the general election to be held the 7th day of November, 1939, in the City and County of San Francisco, a proposal to amend as herein set forth the Charter by amending Section 35 thereof, relating to the Police Department and Patrol Special Police Officers.

Section 35. The police department shall consist of a police commission, a chief of police, a police force and such clerks and employees as shall be necessary and appointed pursuant to the provisions of this charter, and shall be under the management of a police commission consisting of three members, who shall be appointed by the mayor, and each of whom shall receive an annual compensation of twelve hundred dollars (\$1,200). The term of each commissioner shall be four years, commencing at twelve o'clock noon on the 15th day of January in the years 1938, 1940 and 1941, respectively. The incumbents serving as members of the commission on the effective date of this amendment shall continue to hold their respective positions, subject to the provisions of the charter, for the remainder of the terms for which they have been respectively appointed. The commission shall appoint a chief of police who shall hold office at its pleasure.

The police commissioners shall be the successors in office of the police commissioners holding office in the city and county at the time this amendment shall become effective, and shall have all the powers and duties thereof except as in this charter otherwise provided. They shall have power to regulate traffic, including the location and use of traffic control devices for that purpose.

All positions in the police department legally authorized shall be continued, and incumbents therein legally appointed thereto shall be continued as officers and employees of the department under the conditions governing their respective appointments and except as otherwise provided in this charter.

The rank of corporal is hereby abolished, effective on the last day of the month during which this amendment shall become effective, and members of the department having the rank and pay of corporal shall from the first day of the next ensuing month have the rank and pay of sergeant, and members of the department on a civil service commission list of those eligible for appointment as corporal shall during the life of such list be eligible for appointment as sergeant.

*Members of the department shall serve a watch of eight hours during each 24 hours and shall be entitled to one day off in each seven, provided that in time of any emergency members of the department shall, if ordered by the Chief of Police, be compelled to serve a longer watch and be deprived of their days off, provided that when said emergency has ceased to exist time off shall be allowed for said additional hours and weekly day off served. Any member who has served thirty years in the department shall be assigned to duty only on the day watch.*

Each member of the department holding the position of inspector on the effective date of this amendment, and who has held such position for one year continuously prior thereto, is hereby declared permanently appointed thereto. The chief of police may detail from time to time other members of the department for performance of duty in the bureau of inspectors who shall be known as assistant inspectors, and who may be removed from such detail by order of the chief of police. An appointment as inspector shall not be subject to competitive examination, but in case of vacancy in said rank of inspector, the appointment shall be made by the chief of police from among those assistant inspectors who have been detailed to, and who have actually served with the bureau of inspectors for at least five years prior to such appointment. Inspectors and assistant inspectors shall have the same rights as other members of the department to take competitive examinations from their respective civil service ranks. An inspector, guilty of any offense or violation of the rules and regulations of the police department shall be subject to punishment as provided in Section 155 of this charter.

The chief of police, in addition to the inspectors above provided for, shall detail any member of the department to serve as inspector of school traffic patrols who shall have the rank and pay of inspector, subject to the provisions of this section.

Subject to the provisions of Section 20 of this charter governing the appointment and removal of non-civil service appointees, and without competitive examination, the chief of police shall have power to appoint a police surgeon; to designate a deputy chief of police, a department secretary, and a director, bureau of special services, from any rank in the department; to designate a director, bureau of criminal information, from among the members of the department having the rank of sergeant or higher; to designate a captain of inspectors, a captain of traffic, and a director, bureau of personnel, from among the members of the department holding rank of lieutenant or higher, and to designate a supervising captain of districts from among the members of the department holding the rank of captain. Provided, that the captain of inspectors and captain of traffic, who shall be holding said positions at the effective date of this amendment, shall, if they have held their said positions continuously for one year next before said date, be continued in their respective positions as if they had been appointed thereto after civil service examination and certification. The department secretary or other suitable member of the department shall be assigned by the chief of police to serve also as secretary to the police commission without extra compensation. The officer holding the position of property clerk at the effective date of this amendment and who has held such position for one year prior thereto shall have the rank and pay of captain, as long as he legally holds such position, provided that when a successor to such position is assigned thereto by the chief of police from among the members of the department, such assignment shall be made at the rank and pay of the member so assigned.

When any member of the department, detailed to any of the positions above mentioned, shall be removed from said detail or position he shall be returned to his civil service rank and position, unless removed from the department pursuant to the provisions of Section 155 of the charter.

The police force of the city and county shall not exceed one police officer for each five hundred inhabitants thereof. The annual compensations for the several ranks in the department shall be as follows: chief of police, \$7,200; deputy chief of police, \$5,400; captain of inspectors, \$5,000; department secretary, \$4,800; captain of traffic, director, bureau of criminal information; director, bureau of personnel, and supervising captain of districts, each \$4,000; captains, \$3,600; lieutenants, and director, bureau of special services, each \$3,000; inspectors, \$2,760; sergeants, \$2,640; police surgeon, police officers, police patrol drivers and women protective officers, each \$2,400; criminologist, \$3,600; photographer, \$2,700.

The chief of police may refuse to issue any permit that is subject to police department investigation and issuance, if it shall appear that the character of the business or the applicant requesting such permit does not warrant the issuance thereof, or he may revoke any such permit as soon as it shall appear that the business or calling of the person to whom it was granted is conducted in a disorderly or improper manner, or that the place in which the business is conducted or maintained is not a proper or suitable place in which to conduct or maintain such business or calling.

In the suppression of any riot, public tumult, disturbance of the public peace or organized resistance against the laws or public authority, the chief of police, in the lawful exercise of his functions, shall have all the powers that are now or that may be conferred on the Sheriff by the laws of this State.

The supervisors shall provide in the annual budget an amount not to exceed in any one fiscal year the sum of \$10,000, to be known as the contingent fund of the chief of police. The chief of police may from time to time disburse such sums for contingent expenses of the department as in his judgment shall be for the best interests of the

city and county, and the police commission shall allow and order paid out of such contingent fund, upon orders signed by the chief of police, such amounts as may be required.

At his discretion or upon the petition of any person, firm or corporation, the chief of police may appoint, and at his pleasure remove special police officers. Such officers shall be subject to all the rules and regulations of the department.

The police commission may appoint patrol special police officers and for cause may suspend or dismiss said patrol special police officers after a hearing on charges duly filed with the commission and after a fair and impartial trial. Each patrol special police officer shall be at the time of his appointment not less than twenty-one years of age nor more than forty years of age and must possess such physical qualifications as may be required by the commission. Age qualifications shall not apply to present patrol special police officers acting as such at the time of the effective date of this amendment nor to their reappointment. Patrol special police officers who are designated by the police commission as the owners of a certain beat or territory as may be fixed from time to time by said commission or the legal heirs or representatives of said owners, may dispose of their interest in said beat or territory to a person of good moral character, approved by the police commission and eligible for appointment as a patrol special police officer.

On the recommendation of the chief of police, the commission may reward any member of the department for heroic or meritorious conduct. The form or amount of said reward to be discretionary with the commission, but not to exceed one month's salary in any one instance.

The chief of police shall have power, by regulation, to provide for the care and restitution of property that may come into possession of the department or into the possession of any officer or employee thereof, and the sale at public auction of all such unclaimed property, as well as the disposition of such property as shall consist of weapons or articles used or that may be used in the commission of crime, or the sale or disposition of which is prohibited by law.

*Referred to Judiciary Committee.*

#### Charter Amendment No. ....

#### Department of Commerce and Industry

Supervisor Shannon presented Charter Amendment No. .... as follows:

Section 1. The Charter of the City and County of San Francisco is hereby amended to provide for the creation of a department of Commerce and Industry which shall consist of three members, who shall be appointed by the Mayor subject to the approval of the Board of Supervisors, and who shall be subject to recall and to suspension and removal in the same manner as elective officers. The term of each commissioner shall be three years, provided that the three commissioners first appointed shall by lot, classify their terms so that the term of one commissioner shall expire at 12 o'clock noon on the 15th day of January in each of the years 1941-1942-1943 respectively; and on the expiration of these and successive terms the mayor shall appoint and the Board of Supervisors shall approve their successors for a three year term.

Section 2. The members of said commission so appointed shall receive \$..... per day while traveling, during the course of the performance of their duties, together with their traveling expenses; all of which shall be approved by the Mayor. Each commissioner so appointed shall have been a resident of the City and County of San Francisco for at least five (5) years prior to his appointment.



and shall continue such residence while an active member of said commission. With the approval of the Mayor, the Board shall have the authority to elect a secretary, and employ such other assistance as may be deemed necessary, and affix their salaries.

**Section 3. Duties of the Commission:** The duties of the commission shall be to promote civic, industrial and commercial interests, and the general welfare of the city; and industrially to attract new industries to San Francisco. To promote and encourage the use of a free foreign trade zone as authorized by the Congress of the United States, and to recommend whatever physical or economic adjustments it might find necessary in order to enable this city to enjoy the fullest extent of its natural advantages, and to promote industrial peace.

**Section 4.** The Board of Supervisors of the City and County of San Francisco shall each year include in their budget, sufficient funds for the purpose of carrying this amendment into effect.

*Referred to Judiciary Committee.*

#### **Food Stamps for Distribution of Surplus Food Products**

Supervisor Brown presented and read to the Board, excerpts from article "Food-Stamp Plan Makes Hit," appearing in Business Week, issue of August 19, 1939.

Article ordered filed.

#### **Removal of SRA Headquarters from San Francisco**

Supervisor Brown presented communications, addressed to himself, from John F. Shelley, President, San Francisco Labor Council, and from P. Tremain Loud, Manager, Hotel California, expressing accord with the protest against the removal of the State Relief Administration Headquarters from San Francisco.

Communications ordered filed.

Also, re same subject, President Warren Shannon presented and read to the Board, communication from the Executive Secretary to the Mayor, as follows:

August 26, 1939.

Honorable Warren Shannon,  
Board of Supervisors,  
City Hall,  
San Francisco, California.

Dear Supervisor Shannon:

The following telegram addressed jointly to His Honor the Mayor and yourself, was received this morning:

Mayor Angelo Rossi and Chairman Shannon of Supervisors,  
San Francisco.

I have been advised of the action of your Board of Supervisors appointing a committee to meet with me and discuss moving SRA offices to Los Angeles. I have discussed this matter with Acting Administrator Chambers and arrangements for transfer of Division of the State Offices are already made. However, part State SRA offices will be maintained in San Francisco. I am sending this wire to save unnecessary time and expense of Supervisors Committee in connection with the subject. I feel certain that the changes made will prove entirely satisfactory both to the San Francisco Bay District and Los Angeles area. Kindest regards.

Governor Culbert L. Olson.

Communication ordered to be made part of the record, and filed.

In commenting on the above communication, Supervisor Shannon announced that after consultation with the Mayor, upon receipt of the telegram from the Governor, he felt that the appointment of the suggested committee to interview the Governor was unnecessary.



Supervisor Brown, in commenting on the removal of the SRA headquarters from San Francisco, read two articles from the San Francisco Examiner on the subject. Following the reading, he stated that he felt that much good had been accomplished by the protests to the removal, stating that in his opinion, just so long as San Francisco continues to submit to such thing without resistance, just so long will State and Federal agencies be taken away from her, and that he proposed, in the future, to continue to fight for what is justly San Francisco's share of governmental expenditures.

Also, Supervisor Shannon read and presented a communication from Mr. Ole J. Sneider, calling attention to the imminent possibility of a major earthquake in Southern California, and suggesting that for that reason, State Relief Headquarters should not be located in that district.

#### **Dedication of Unit of Joint Highway District No. 9**

Supervisor Ratto announced the dedication of a unit of Joint Highway District No. 9, to be held on September 17, 1939, and stated that he would, before that date, ask for a poll of the Board to see who would attend the celebration therefor at Davenport.

#### **Requesting His Honor, the Mayor, to Negotiate with Traffic Engineers re Furnishing Transportation Plan for San Francisco**

Supervisor Uhl called out from Committee, resolution presented by him on July 10, 1939, requesting the Mayor to negotiate with Traffic Engineers re furnishing transportation plan for San Francisco, and requested consideration thereof be made a special order of business for Tuesday, September 5, 1939, at 3 P. M.

No objection and so ordered.

#### **Request for Removal of Federal Prison on Alcatraz Island, and Replacement of Same with Statue of "Pacifica"**

Supervisor McSheehy called attention to resolution presented by himself on July 10, 1939, and referred to Public Buildings, Lands and City Planning Committee, requesting the removal of the federal prison on Alcatraz Island and the erection of the statue "Pacifica" in its place, and announced that unless hearing thereon in committee was not had during the week, he would, at the next meeting of the Board, call the resolution out from committee.

Subsequently during the proceedings, he called the resolution out from committee and requested that consideration of same be made a special order of business at 4 P. M. on Tuesday, September 5, 1939.

No objection and so ordered.

#### **Communications Received and Read**

Communications, as follows, were presented, read by the Clerk, and ordered filed.

From the Registrar of Voters, in reply to request made by Supervisor Brown, that provision has been made for registration of invalids at their homes or in hospitals, but because of expense, for which no funds are provided, no branch registration offices will be opened.

After brief comment thereon by Supervisor Brown, communication was ordered filed.

From Representative Franck R. Havenner, acknowledging receipt of resolution adopted by the Board relative to use of Food Stamps for distribution of surplus food products to the needy of San Francisco.

Communication ordered filed.

From David L. Houtz, Public Relations Secretary of State of California, acknowledging receipt of resolution protesting removal of State Relief Administration headquarters from San Francisco.

Communication ordered filed.

From Chief Administrative Officer, transmitting report from Director of Public Works, relative to traffic beacon on Bayshore Boulevard, at the County Line.

Communication filed.

Communication from Burlingame Chamber of Commerce, inviting attendance of members of the Board at luncheon in Burlingame, September 22, 1939.

Referred to Exposition Committee.

August 28, 1939.

## Report of Joint Committee, Finance and Public Utilities

### THE P. G. & E. FRANCHISES

#### The Question of Annual Payments

##### Annual Revenue

**Gas:** 1% of \$8,148,985.00, the Company's gross revenues for gas sold for all purposes in San Francisco during the calendar year 1938, *including that sold under the untaxable constitutional franchise*, would have yielded the City.....\$ 81,489.85

**Electricity:**  $\frac{1}{2}$  of 1% of \$15,769,006.00, the Company's gross revenues for electricity sold for all purposes in San Francisco during the calendar year 1938, *including electricity sold under the untaxable constitutional franchise*, would have yielded the City ..... 78,845.03

or an aggregate of .....\$160,334.88

#### Franchise Act of 1937

In discussions between your Committee and the representatives of the Company, reference was made by us to the "Franchise Act of 1937," to ascertain whether the City would have received more in 1938 under the rates prescribed thereby than the sums given above.

It is provided in that Act that if an application be for a *gas franchise* by a company which has a constitutional franchise for gas and wishes one supplementary thereto, the annual charge shall be two per cent (2%) of the gross annual receipts of applicant arising from the use, operation or possession of said franchise; provided, however, that such payment shall in no event be less than a sum which shall be equivalent to one per cent (1%) of the gross annual receipts derived by applicant from the sale of gas within the limits of such municipality under both said gas franchises; or if the application be for an *electric franchise*, shall be two per cent (2%) of the gross annual receipts of applicant arising from the use, operation or possession of said franchise; provided, however, that such payment shall in no event be less than a sum which shall be equivalent to one-half per cent ( $\frac{1}{2}\%$ ) of the gross annual receipts derived by applicant from the sale of electricity within the limits of such municipality under both said electric franchises.

Your Committee gave particular attention to the words "*the gross annual receipts of applicant arising from the use, operation or possession of said franchise*" and ascertained that this phrase had been interpreted in *County of Tulare v. City of Dinuba*, 188 Cal. 664 (1922) involving the Broughton Act, and that the court had decided that the revenues arising from the sales were to be spread over all of the properties of the company and hence the municipality would be entitled to its percentage computed on its proper aliquot part of all the properties contributing to the San Francisco service.

Your Committee then sought to ascertain what the 2% mentioned in the Franchise Act of 1937 would have yielded the City under a gas

franchise in force in 1938. The Company computed that the yield would be only \$30,055 per annum, while the engineers of the City Attorney's office computed that the yield would be from \$58,000 to \$78,000, depending on the method of calculation used.

In no event, however, would any of these calculations based upon the 2% reach the sum of \$81,489.85 to be realized upon 1% of the entire 1938 gross revenue for gas, *including revenue under the untaxable constitutional franchise.*

Your Committee made similar calculations in respect of electricity and ascertained that approximately 65% of the total sales of electricity were for untaxable electricity supplied under the constitutional franchise and the remaining 35% only for heat and power. The 2% provision was applied to ascertain the 1938 yield based upon this 35% for heat and power. The Company computed it would yield \$6,122 per annum. The engineers of the City Attorney's office computed that the yield would range from \$40,000 to \$57,000 depending on the method of calculation used. In no event, however, would these figures reach the sum of \$78,845 to be used realized through  $\frac{1}{2}$  of 1% of the entire 1938 gross revenue for electricity, *including revenue under the untaxable constitutional franchise.*

There were differences between your Committee and the representatives of the Company about the interpretation of the Constitution, the Company giving its constitutional franchise a wider interpretation than your Committee could agree to. This, however, is not important as the matter was dealt with upon the assumption (for present purposes) that the contention of the Committee was correct.

#### Consideration of the Price to Be Paid for the Franchises, Gas and Electric

Your Committee dealt with one sum to cover both franchises. Its approach to the question was from the viewpoint of annual payments charged retroactively. The Company would not concede the propriety of any charge retroactively applied and insisted that any payment made by it should be treated as a price paid for the franchise and that any claims for the past should be abandoned.

The representatives of the Company proposed, subject to the approval of the Company, that it pay \$300,000 for both franchises. Your Committee, asked 1% on both gas and electric revenues retroactively for a period of three years, amounting approximately to \$717,500.

The Company suggested that approximately 50% of the electric energy sold in San Francisco was Hetch Hetchy power distributed by it as agent for the City; that in accounting to the City for its power, the Company did not, and indeed had no opportunity to, deduct 1%, or any fraction of 1%, from the revenue paid over to the City as a charge now sought retroactively to be made to the City for the use of its streets; and furthermore, that the Hetch Hetchy contract of July 1, 1925 proceeded on the assumption that the Company was lawfully occupying the streets for transmitting and distributing electricity and could not now reverse its position retroactively.

The Company also claimed that the rates lawfully established by the Railroad Commission and charged by it did not give the Company any deduction for such a charge now sought to be made retroactively against the Company; that the consumers had had the benefit of a rate without such a deduction, and such a charge now retroactively applied would be unjust.

Later, the City proposed \$500,000; then \$481,005 based on three times the computed revenues for 1938, i. e., \$160,335. The representatives of the Company next suggested that they would ask the Company for authority to make an offer of \$350,000 if the City would signify its willingness to accept that amount.

This was the situation when the Joint Committee and the City Attorney met again with the representatives of the Company on July 28th. After a long discussion, the Committee intimated to the representatives of the Company that it would recommend \$400,000 as the purchase price to this Board if the Company would immediately agree to pay that amount. The representatives of the Company telephoned the Company during our conference and were authorized to offer the \$400,000 provided the Joint Committee would then and there vote to recommend to this Board the acceptance of the offer, although it was fully understood that the recommendation would not in any manner bind the Board. The Committee did then and there so vote and the parties thereby reached their agreement.

The net result was as follows:

1. The franchises are to be indeterminate, that is to say, they are franchises from day to day. They will terminate whenever the City desires to acquire the property either by negotiation or through eminent domain. If the property is acquired through eminent domain, the Railroad Commission will fix the value of the property "used and useful" in serving the City. Of course, this Board would never tolerate a cessation of service of gas and electricity to the people; and if the City at any time can take over the property "used and useful" (note the words) in the service of the City, no more can be expected. The people will not be overcharged or underserved. The Railroad Commission controls both matters. The Board has its police powers. In addition, in fixing the terms of the franchises in accordance with the recommendation of your Committee, the Board assures to the City revenue which it is reasonable for the Company to pay and reasonable that the City shall receive.

2. It is expected that the franchises will come into operation early in January, 1940. The Company will pay the percentages as from January 1, 1940.

3. Annual payments are to be made at 1% on all gas sales and  $\frac{1}{2}\%$  on all electric sales in San Francisco under the franchises to be granted and the constitutional franchises. This will include all gas and electricity transmitted and distributed by the Company for its own account or for the account of another. Taking 1938 as a criterion, the annual payment would be approximately \$160,000.

4. As noted above, the Franchise Act of 1937 prescribes 1% of the gas revenues and  $\frac{1}{2}\%$  of the electric revenues. The two franchises here proposed adopt these percentages. In gas, the major part of the Company's revenue is derived from heat and power and the minor part from light which is furnished under the untaxable constitutional franchise. Therefore, the percentage computed on the gas revenues for light, heat and power combined should be higher than the electric percentage because the Company's revenue from electric light under the untaxable constitutional franchise is 65% of all of its electric revenue and only 35% thereof (approximately) comes from heat and power which are to be furnished under the proposed electric franchise.  $\frac{1}{2}\%$  of the electric revenue from light furnished under the untaxable constitutional franchise and from heat and power to be furnished under the proposed electric franchise in combination is exactly  $1\frac{3}{7}\%$  of the Company's revenue from heat and power to be furnished under the proposed electric franchise.

5. Prior to June 30, 1940, the Company will pay the City \$75,000 as an installment on their annual payment for the year 1940.

6. Immediately after the granting of the franchises in January, 1940, the Company will pay the City \$400,000 for the purchase of the franchises; i. e., \$200,000 for each.

7. The aggregate payments to the City prior to June 30, 1940 will thus amount to \$475,000 covering purchase price of both franchises and installment on annual payment for 1940.

As a sidelight on the purchase price of \$400,000, i. e., \$200,000 for each franchise, the Company pointed out that it could not be expected to pay the City what it already had paid in accounting for sales of Hetch Hetchy power and that its revenue, excluding 50% for Hetch Hetchy power for the year 1938 would be: gas \$81,489.85; electricity \$39,422.52 ( $\frac{1}{2}$  of \$78,845.03), or a total of \$120,912.37, which multiplied by three would yield \$362,737.11, measurably below its agreement to pay \$400,000 for the franchises.

It is possible that your Committee could have secured a larger sum as a flat payment under the threat that the City would otherwise order the Company to desist from serving heat and power to the people. Theoretically, this seems persuasive, but looking at the situation realistically, it would mean that all service of gas and electricity to the inhabitants of San Francisco would cease, a situation that is inconceivable.

In protecting the people of the City, the duty of the Board (which it fully recognizes) is to get them service, gas and electricity, which they need and desire, and see that they are not overcharged and that the Company pays to the City whatever it is appropriate it should pay for the privileges which it enjoys in the City.

With the grant of these franchises and the payment to the City of the sums which the Company agrees to pay, your Committee thinks all of these objectives will have been attained, and therefore recommends the adoption of the ordinances applied for.

August 28, 1939.

HONORABLE BOARD OF SUPERVISORS,  
City Hall, San Francisco, Calif.

Dear Sirs:

I herewith enclose you two applications for franchises to be issued by your Board to the Pacific Gas and Electric Company, one authorizing the distribution of gas and the other the distribution of electricity. Attached to each application is a letter addressed to me by Mr. Thomas J. Straub, attorney for the Company, making certain reservations in the interpretation of the franchises, and a second letter agreeing to pay to the City, prior to June 30, 1940, the sum of \$75,000.00 as a payment on account of the percentages to become due under both franchises for the calendar year 1940.

It is estimated that the \$75,000.00 is practically one-half of the revenue under both franchises as far as the same can be estimated prior to July 1, 1940. I would suggest that these franchises be referred to such committee or committees as your Board shall deem proper and that a public hearing upon the same be had to the end that the public itself may be fully familiar with the terms of the franchises. I also suggest that copies of the franchises be printed, not only for use by the members of the Board but also for use by such members of the public as may desire to study the franchises.

Very truly yours,

Encls.

JNO. J. O'TOOLE, City Attorney.

August 28, 1939.

**Application for Franchise for Distribution of Gas for Heating and Power Purposes**

Honorable John J. O'Toole,  
City Attorney,  
City Hall,  
San Francisco, California.

My dear Mr. O'Toole:

I am sending you herewith signed application to the Board of Supervisors for a gas franchise, including draft of form of ordinance for granting same.

As you will note, in drafting the form of ordinance we have assumed the interpretation which the City puts upon our constitutional rights.



We do not agree that our constitutional rights are properly defined in the ordinance, but as it is necessary in order to obtain a franchise that it should be couched to conform to the view of the City, we have prepared the ordinance accordingly.

It must not be taken to be an abandonment of our position nor a recognition of the correctness of the interpretation put upon our constitutional rights by the City or the ordinance.

Very truly yours,

TJS:GD

THOS. J. STRAUB.

Original of above letter received August 28, 1939

August 28, 1939.

Mr. John J. O'Toole,  
City Attorney,  
City Hall,  
San Francisco, California.

Dear Mr. O'Toole:

I write this letter to cover two of the matters spoken of in our conference and which we promised to cover by a letter.

(1) The revenue for gas and for electricity upon which the percentages for 1940 are to be calculated will commence January 1, 1940, although the franchises will not be effective until some day later in that year.

(2) We are to pay to the City before June 30, 1940, \$75,000 as a payment on account of the percentages which will become payable under the franchises for the calendar year 1940, say  $\frac{1}{2}$  under each franchise.

If there be anything more that you require, please advise me.

Yours very truly,

TJS:B

THOS. J. STRAUB.

#### Application for Gas Franchise

August 28, 1939.

To the CITY AND COUNTY OF SAN FRANCISCO,  
a Municipal Corporation, and to the

HONORABLE THE BOARD OF SUPERVISORS thereof:

Gentlemen:

Pacific Gas and Electric Company, a California utility corporation, hereby

(1) applies for a franchise of the character set forth in the form of Ordinance which is hereunto annexed, marked Exhibit "A" and is hereby made a part hereof; and

(2) requests that you grant such franchise to it by the adoption of an Ordinance in the form of said Exhibit "A."

Yours very truly,

PACIFIC GAS AND ELECTRIC COMPANY.

By P. M. DOWNING,

Its Vice-President and General Manager.

and by D. H. FOOTE,

Its Secretary.

[seal]

#### EXHIBIT "A"

Ordinance No. ....

Ordinance Granting to Pacific Gas and Electric Company, its Successors and Assigns, a Franchise to Introduce Into, Transmit, Distribute and Supply to the City and County of San Francisco



and its Inhabitants Gas for Every Use and Purpose to Which it May Be Put, Exclusive of Those Uses and Purposes for Which Gas May Be Now Supplied By Pacific Gas and Electric Company or Hereafter Supplied By its Successors or Assigns Under Section 19 of Article XI of the Constitution of the State of California, as Said Section Existed Prior to Its Amendment on October 10, 1911, and to That End to Lay and Use in the Streets of Said City and County All Pipes and Appurtenances Necessary or Proper Therefor, and Likewise to Use All Gas Pipes and Appurtenances Which are Now in Place or Hereafter May Be Placed in Said Streets.

Be it ordained by the People of the City and County of San Francisco:

SECTION 1. Whenever in this ordinance the words and phrases hereinafter in this section defined are used they shall have the respective meanings assigned to them in the following definitions (unless, in the given instance, the context wherein they are used shall import a different meaning):

(a) The word "grantee" shall mean Pacific Gas and Electric Company, its successors and assigns;

(b) The word "city" shall mean the City and County of San Francisco, a municipal corporation of the State of California, in its present incorporated form or in any later reorganized, consolidated, enlarged or reincorporated form, and shall include annexed territory:

(c) The word "streets" shall mean the public streets, ways, alleys and places as the same now exist or may hereafter exist within said city;

(d) The word "gas" shall mean natural gas and/or manufactured and/or artificial gas, or a mixture of natural gas and/or manufactured and/or artificial gas, including any gaseous substance usable for heat, power, illumination or fuel purposes;

(e) The phrase "pipes and appurtenances" shall mean pipes, pipelines, mains, services, traps, vents, vaults, manholes, meters, gauges, regulators, valves, conduits, appliances, attachments, appurtenances and any other property located or to be located in, upon, along, across, under or over the streets of the city, and used or useful in introducing, transmitting, distributing and supplying gas as aforesaid;

(f) The phrase "lay and use" shall mean to lay, construct, erect, install, operate, maintain, use, repair or replace;

(g) The phrase "constitutional franchise" shall mean the rights possessed by the grantee under the provisions of Section 19 of article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911.

SECTION 2. There is hereby granted to Pacific Gas and Electric Company, its successors and assigns, a franchise to introduce into, transmit, distribute and supply to the City and County of San Francisco and its inhabitants gas for every use and purpose to which it may be put, exclusive of those uses and purposes for which gas may be now supplied by Pacific Gas and Electric Company or hereafter supplied by its successors or assigns under Section 19 of Article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911, and to that end to lay and use in the streets of said city and county all pipes and appurtenances necessary or proper therefor, and likewise to use all gas pipes and appurtenances which are now in place or hereafter may be placed in said streets.

If the grantee should surrender or otherwise lose any rights under its said constitutional franchise, then the franchise hereby granted

shall to the extent of such loss include the right of the grantee to introduce into, transmit, distribute and supply to said city and county and its inhabitants gas for all uses and purposes theretofore covered by said constitutional franchise to the extent of such loss.

SECTION 3. The franchise hereby granted shall be and continue in full force until, with the consent of the Railroad Commission of the State of California, or other lawful authority having jurisdiction in the premises, it shall be voluntarily surrendered or abandoned by the grantee, or until the city by agreement shall purchase or through eminent domain shall condemn and acquire all property actually used and useful in the exercise of said franchise and situate within the territorial limits of the city, or until it shall be forfeited for non-compliance with its terms by the grantee.

SECTION 4. The grantee of said franchise shall annually pay to the city a sum which shall be equivalent to one (1%) per cent of the gross annual receipts of the grantee from the sale of gas within the limits of the city, under both said constitutional franchise and the franchise hereby granted, and whether or not said gas be transmitted or distributed by the grantee for its own account or the account of another. The computation of the amount payable annually by the grantee to the city, hereunder, on the basis of the grantee's receipts under its constitutional franchise, as well as its receipts under the franchise hereby granted, is not intended to be and shall not be deemed to be an assertion by the city or a recognition by the grantee that the city has any authority to tax the grantee's right of enjoyment of its said constitutional franchise, but such basis of computation has been adopted merely as a convenient method for measuring the amount which the grantee should annually pay for the enjoyment of the franchise hereby granted.

SECTION 5. The grantee shall, within three months after the expiration of the calendar year in which the franchise hereby granted shall become effective, and within three months after the expiration of each and every calendar year thereafter, file with the Clerk of the Board of Supervisors a duly verified statement showing in detail the total gross receipts of grantee during the preceding calendar year from the sale of gas within the limits of the city, as specified in Section 4 hereof, and within fifteen days after the time for filing such statement grantee shall pay to the city in lawful money of the United States the aforesaid percentage of its gross receipts for such calendar year, as shown by such statement, and as specified in Section 4 hereof. The grantee shall keep its accounts in such form as to enable the city, or its duly authorized representatives, to ascertain and check the amounts due the city under said franchise. In the event of any neglect, omission or refusal by the grantee to file such verified statement, or to pay said percentage, at the time and in the manner specified, or within any extension of time granted by the Board of Supervisors or other legislative body of the city, the city may sue in its own name in the manner provided by law without the necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 6. The grantee may charge for gas furnished by it within the limits of the city under the franchise hereby granted such rates only as shall be fixed in accordance with laws now in force or hereafter enacted.

SECTION 7. The grantee shall (a) construct, install and maintain all pipes and appurtenances in conformity with all the lawful ordinances, rules and regulations heretofore or hereafter adopted by the Board of Supervisors, or other legislative body of the city, in the exercise of the police powers of the city; (b) pay to the city on demand the cost

of all repairs to public property made necessary by any of the operations of the grantee; (c) indemnify and hold harmless the city and its officers and employees from any and all liability for damages proximately resulting from any operations under the franchise hereby granted; (d) remove or relocate without expense to the city any facilities installed, used and maintained under the franchise hereby granted, if and when made necessary by any lawful change of grade, alignment or width of any street, or by any work to be performed under the governmental authority of the city; and (e) should the city or any department thereof make or issue any lawful order, law or ordinance directing the grantee to extend its facilities for the purpose of supplying the service provided for in this franchise, it shall be the duty of the grantee to provide such facilities and supply such service with all due diligence after having been notified to do so by the city or any of its departments having authority so to do.

SECTION 8. If the grantee shall fail, neglect or refuse to comply with any of the provisions or conditions prescribed in the franchise hereby granted, and shall not within thirty (30) days, or such additional time as may be allowed by the Board of Supervisors or other legislative body of the city, after written demand for compliance therewith, begin the work of compliance, or after such beginning, shall not prosecute the same with due diligence to completion, the city may sue in its own name in the manner provided by law without the necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 9. The franchise hereby granted shall not in any way or to any extent impair or affect the right of the city to acquire the property of the grantee either by purchase or through the exercise of the right of eminent domain, and nothing herein contained shall be construed to contract away or to modify or to abridge the city's right to exercise the power of eminent domain. In any proceeding of any character before any court or other public authority the franchise hereby granted shall be deemed to have a value equivalent to the purchase price paid therefor by the grantee and no other or greater value.

SECTION 10. The grantee shall pay to the city the sum of two hundred thousand dollars (\$200,000) as the purchase price of the franchise hereby granted. If, at any time after the payment of said sum, it shall be adjudged that said franchise did not become effective or was or is invalid, or if the grantee shall, at any time, be prevented by the city or by judgment procured by any other person from exercising the same for any reason other than noncompliance with its terms by the grantee, or if a certificate of convenience and necessity to exercise the same be refused by the Railroad Commission of California, then said sum of two hundred thousand dollars (\$200,000) shall be forthwith repaid by the city to the grantee.

SECTION 11. Upon the acceptance of the franchise hereby granted and the payment of the aforesaid purchase price thereof, the grantee shall stand discharged from any and all claims of the city for the use of the streets by grantee prior to the taking effect of said franchise.

SECTION 12. The grantee shall accept the franchise hereby granted and pay to the city the aforesaid sum of two hundred thousand dollars (\$200,000) within thirty days after this ordinance becomes effective, and after the Board of Supervisors shall, by resolution, so declare and, in writing, request acceptance of the franchise by the grantee and payment of said sum of two hundred thousand dollars (\$200,000) to the city. If the grantee shall fail to file its acceptance with the Clerk of the Board of Supervisors and pay said two hundred thousand dollars (\$200,000) to the city, within the aforesaid time, or such additional time as may be allowed by the Board of Supervisors, the franchise hereby granted shall be ipso facto void and no longer of effect.

*Read second time and finally passed*—Board of Supervisors, San Francisco,....., 1939.

AYES: Supervisors .....  
 NOES: Supervisors .....  
 ABSENT: Supervisors .....

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

.....  
 Clerk

.....  
 Mayor

*Approved.* San Francisco,....., 1939.

### Application for Franchise for Distribution of Electric Energy for Heating and Power Purposes

August 28, 1939.

Honorable John J. O'Toole,  
 City Attorney,  
 City Hall,  
 San Francisco, California.

My dear Mr. O'Toole:

I am sending you herewith signed application to the Board of Supervisors for an electric franchise, including draft of form of ordinance for granting same.

As you will note, in drafting the form of ordinance we have assumed the interpretation which the City puts upon our constitutional rights. We do not agree that our constitutional rights are properly defined in the ordinance, but as it is necessary in order to obtain a franchise that it should be couched to conform to the view of the City, we have prepared the ordinance accordingly.

It must not be taken to be an abandonment of our position nor a recognition of the correctness of the interpretation put upon our constitutional rights by the City or the ordinance.

Very truly yours,

TJS:GD

THOS. J. STRAUB.

Original of above letter received August 28, 1939

August 28, 1939.

Mr. John J. O'Toole,  
 City Attorney,  
 City Hall,  
 San Francisco, California.

Dear Mr. O'Toole,

I write this letter to cover two of the matters spoken of in our conference and which we promised to cover by a letter.

(1) The revenue for gas and for electricity upon which the percentages for 1940 are to be calculated will commence January 1, 1940, although the franchises will not be effective until some day later in that year.

(2) We are to pay to the City before June 30, 1940, \$75,000 as a payment on account of the percentages which will become payable under the franchises for the calendar year 1940, say  $\frac{1}{2}$  under each franchise.

If there be anything more that you require, please advise me.

Yours very truly,

TJS:B

THOS. J. STRAUB.

## Application for Electric Franchise

August 28, 1939.

To the CITY AND COUNTY OF SAN FRANCISCO,  
a Municipal Corporation, and to the  
HONORABLE THE BOARD OF SUPERVISORS thereof:  
Gentlemen:

Pacific Gas and Electric Company, a California utility corporation,  
hereby

(1) applies for a franchise of the character set forth in the  
form of Ordinance which is hereunto annexed, marked Exhibit  
"A" and is hereby made a part hereof; and

(2) requests that you grant such franchise to it by the adoption  
of an Ordinance in the form of said Exhibit "A."

Yours very truly,

PACIFIC GAS AND ELECTRIC COMPANY.

By P. M. DOWNING,  
Its Vice-President and General Manager.

and by D. H. FOOTE,  
Its Secretary.

## EXHIBIT "A"

Ordinance No. ....

Ordinance Granting to Pacific Gas and Electric Company, its Successors and Assigns, a Franchise to Introduce into, Transmit, Distribute and supply to the City and County of San Francisco and its Inhabitants Electricity for Every Use and Purpose to Which it May Be Put, Exclusive of Those Uses and Purposes for Which Electricity May Be Now Supplied By Pacific Gas and Electric Company or Hereafter Supplied By its Successors or Assigns Under Section 19 of Article XI of the Constitution of the State of California, as Said Section Existed Prior to its Amendment on October 10, 1911, and to That End to Construct and Use in the Streets of Said City and County All Poles, Wires, Conduits and Appurtenances Necessary or Proper Therefor, and Likewise to Use All Electric Poles, Wires, Conduits and Appurtenances Which Are Now in Place or Hereafter May Be Placed in Said Streets.

Be it ordained by the People of the City and County of San Francisco:

SECTION 1. Whenever in this ordinance the words or phrases hereinafter in this section defined are used they shall have the respective meanings assigned to them in the following definitions (unless, in the given instance, the context wherein they are used shall import a different meaning):

(a) The word "grantee" shall mean Pacific Gas and Electric Company, its successors and assigns;

(b) The word "city" shall mean the City and County of San Francisco, a municipal corporation of the State of California, in its present incorporated form or in any later reorganized, consolidated, enlarged or reincorporated form, and shall include annexed territory;

(c) The word "streets" shall mean the public streets, ways, alleys and places as the same now exist or may hereafter exist within said city;



(d) The phrase "poles, wires, conduits and appurtenances" shall mean poles, towers, supports, wires, conductors, cables, guys, stubs, platforms, crossarms, braces, transformers, insulators, conduits, ducts, vaults, manholes, meters, cutouts, switches, communication circuits, appliances, attachments, appurtenances and any other property located or to be located in, upon, along, across, under or over the streets of the city, and used or useful in introducing, transmitting, distributing and supplying electricity as aforesaid;

(e) The phrase "construct and use" shall mean to construct, erect, install, lay, operate, maintain, use, repair or replace;

(f) The phrase "constitutional franchise" shall mean the rights possessed by the grantee under the provisions of Section 19 of Article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911.

SECTION 2. There is hereby granted to Pacific Gas and Electric Company, its successors and assigns, a franchise to introduce into, transmit, distribute and supply to the City and County of San Francisco and its inhabitants electricity for every use and purpose to which it may be put, exclusive of those uses and purposes for which electricity may be now supplied by Pacific Gas and Electric Company or hereafter supplied by its successors or assigns under Section 19 of Article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911, and to that end to construct and use in the streets of said city and county all poles, wires, conduits and appurtenances necessary or proper therefor, and likewise to use all electric poles, wires, conduits and appurtenances which are now in place or hereafter may be placed in said streets.

If the grantee should surrender or otherwise lose any rights under its said constitutional franchise, then the franchise hereby granted shall to the extent of such loss include the right of the grantee to introduce into, transmit, distribute and supply to said city and county and its inhabitants electricity for all uses and purposes theretofore covered by said constitutional franchise to the extent of such loss.

SECTION 3. The franchise hereby granted shall be and continue in full force until, with the consent of the Railroad Commission of the State of California, or other lawful authority having jurisdiction in the premises, it shall be voluntarily surrendered or abandoned by the grantee, or until the city by agreement shall purchase or through eminent domain shall condemn and acquire all property actually used and useful in the exercise of said franchise and situate within the territorial limits of the city, or until it shall be forfeited for non-compliance with its terms by the grantee.

SECTION 4. The grantee of said franchise shall annually pay to the city a sum which shall be equivalent to one-half ( $\frac{1}{2}$ ) per cent of the gross annual receipts of the grantee from the sale of electricity within the limits of the city, under both said constitutional franchise and the franchise hereby granted, and whether or not said electricity be transmitted or distributed by the grantee for its own account or the account of another. The computation of the amount payable annually by the grantee to the city, hereunder, on the basis of the grantee's receipts under its constitutional franchise, as well as its receipts under the franchise hereby granted, is not intended to be and shall not be deemed to be an assertion by the city or a recognition by the grantee that the city has any authority to tax the grantee's right of enjoyment of its said constitutional franchise, but such basis of computation has been adopted merely as a convenient method for measuring the amount which the grantee should annually pay for the enjoyment of the franchise hereby granted.

SECTION 5. The grantee shall, within three months after the expiration of the calendar year in which the franchise hereby granted shall become effective, and within three months after the expiration of each and every calendar year thereafter, file with the Clerk of the Board



of Supervisors a duly verified statement showing in detail the total gross receipts of grantee during the preceding calendar year from the sale of electricity within the limits of the city, as specified in Section 4 hereof, and within fifteen days after the time for filing such statement grantee shall pay to the city in lawful money of the United States the aforesaid percentage of its gross receipts for such calendar year, as shown by such statement, and as specified in Section 4 hereof. The grantee shall keep its accounts in such form as to enable the city, or its duly authorized representatives, to ascertain and check the amounts due the city under said franchise. In the event of any neglect, omission or refusal by the grantee to file such verified statement, or to pay said percentage, at the time and in the manner specified, or within any extension of time granted by the Board of Supervisors or other legislative body of the city, the city may sue in its own name in the manner provided by law without the necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 6. The grantee may charge for electricity furnished by it within the limits of the city under the franchise hereby granted such rates only as shall be fixed in accordance with laws now in force or hereafter enacted.

SECTION 7. The grantee shall (a) construct, install and maintain all poles, wires, conduits and appurtenances in conformity with all the lawful ordinances, rules and regulations heretofore or hereafter adopted by the Board of Supervisors, or other legislative body of the city, in the exercise of the police powers of the city; (b) pay to the city on demand the cost of all repairs to public property made necessary by any of the operations of the grantee; (c) indemnify and hold harmless the city and its officers and employees from any and all liability for damages proximately resulting from any operations under the franchise hereby granted; (d) remove or relocate without expense to the city any facilities installed, used and maintained under the franchise hereby granted, if and when made necessary by any lawful change of grade, alignment or width of any street, or by any work to be performed under the governmental authority of the city; and (e) should the city or any department thereof make or issue any lawful order, law or ordinance directing the grantee to extend its facilities for the purpose of supplying the service provided for in this franchise, it shall be the duty of the grantee to provide such facilities and supply such service with all due diligence after having been notified to do so by the city or any of its departments having authority so to do.

SECTION 8. If the grantee shall fail, neglect or refuse to comply with any of the provisions or conditions prescribed in the franchise hereby granted, and shall not within thirty (30) days, or such additional time as may be allowed by the Board of Supervisors or other legislative body of the city, after written demand for compliance therewith, begin the work of compliance, or after such beginning, shall not prosecute the same with due diligence to completion, the city may sue in its own name in the manner provided by law without the necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 9. The franchise hereby granted shall not in any way or to any extent impair or affect the right of the city to acquire the property of the grantee either by purchase or through the exercise of the right of eminent domain, and nothing herein contained shall be construed to contract away or to modify or to abridge the city's right to exercise the power of eminent domain. In any proceeding of any character before any court or other public authority the franchise hereby granted shall be deemed to have a value equivalent to the purchase price paid therefor by the grantee and no other or greater value.

SECTION 10. The grantee shall pay to the city the sum of two hundred thousand dollars (\$200,000) as the purchase price of the franchise hereby granted. If, at any time after the payment of said sum, it shall be adjudged that said franchise did not become effective or was or is invalid, or if the grantee shall, at any time, be prevented by the city or by judgment procured by any other person from exercising the same for any reason other than noncompliance with its terms by the grantee, or if a certificate of convenience and necessity to exercise the same be refused by the Railroad Commission of California, then said sum of two hundred thousand dollars (\$200,000) shall be forthwith repaid by the city to the grantee.

SECTION 11. Upon the acceptance of the franchise hereby granted and the payment of the aforesaid purchase price thereof, the grantee shall stand discharged from any and all claims of the city for the use of the streets by grantee prior to the taking effect of said franchise.

SECTION 12. The grantee shall accept the franchise hereby granted and pay to the city the aforesaid sum of two hundred thousand dollars (\$200,000) within thirty days after this ordinance becomes effective, and after the Board of Supervisors shall, by resolution, so declare and, in writing, request acceptance of the franchise by the grantee and payment of said sum of two hundred thousand dollars (\$200,000) to the city. If the grantee shall fail to file its acceptance with the Clerk of the Board of Supervisors and pay said two hundred thousand dollars (\$200,000) to the city, within the aforesaid time, or such additional time as may be allowed by the Board of Supervisors, the franchise hereby granted shall be ipso facto void and no longer of effect.

*Read second time and finally passed*—Board of Supervisors, San Francisco,....., 1939.

AYES: Supervisors .....

NOES: Supervisors .....

ABSENT: Supervisors .....

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

.....  
Clerk

.....  
Mayor

*Approved*, San Francisco,....., 1939.

## ADJOURNMENT

There being no further business, the Board, at the hour of 4:50 P. M., adjourned.

DAVID A. BARRY, Clerk.

*Approved by the Board of Supervisors September 5, 1939.*

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,  
City and County of San Francisco.

Vol. 34

No. 38

Tuesday, September 5, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco



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# JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

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TUESDAY, SEPTEMBER 5, 1939, 2 P. M.

In Board of Supervisors, San Francisco, Tuesday, September 5, 1939,  
2 P. M.

The Board of Supervisors met in regular session.

## CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Ratto—2.

Quorum present.

President Warren Shannon presiding.

Supervisors Brown and Ratto on leave of absence.

President Warren Shannon was excused from attendance at 4:30 P. M., and Supervisor Mead took the chair.

## Prayer

Supervisor Schmidt, immediately following the Roll Call, rose, and addressed the Board as follows:

"I feel at this particular meeting that we are beginning today, at a time of great stress and strain in this country and in the world, that human strength and human wisdom seem to fail that the only thing left is to call on divine guidance. After speaking to many mothers in our own community, with sons—after speaking to my own wife, who is the mother of three sons, feeling, as she does about war, and as most mothers do—with the exception of war of defense or battle in defense of firesides and homes, I feel that we, as a Board of Supervisors should set an example here today by beginning our deliberations with an invocation to Deity, and therefore, I would like to offer, at the beginning of our deliberations today, this prayer:

"We beseech Thee, Almighty God—to bestow Thy blessing upon this gathering and guide our hearts and minds into the paths of righteousness and peace.

"Let us be forever mindful of the blessings of peace. Teach us to live in harmony with our fellow men whithersoever dispersed.

"Let distrust, envy, jealousy and greed give place to the teachings of the Prince of Peace.

"Guide, O God! the Statesmen of the world to see the folly of conflict, with its destruction and waste, its suffering and sorrow.

"Teach that the tranquility and nobility of peace far transcend the glory of conquest and war with its aftermath of pestilence and depression.

"Let us again resolve that the brave men who gave their lives on the altar of freedom and democracy in the last war shall not have died in vain.

"We pray that our country will engage in no unholy war and allow

us ever to remember and keep fresh in our minds the motto of our peace loving country, that—'In God Is Our Trust.'

"We ask it all in the name of the Great Disciple of Peace, who taught us the Fatherhood of God, the brotherhood of man and who brought us the message of 'Peace on earth, good will toward all mankind.'

"AMEN."

### APPROVAL OF JOURNALS

The Journals of Proceedings of the meetings of July 11, 12, 14 and 17, and of the meeting of August 28, 1939, were considered read and approved.

### SPECIAL ORDER—2 P. M.

#### Hearing of Appeal, Rezoning of Gore Corner Richardson Avenue and Broderick Street

Appeal from decision of the City Planning Commission denying application to rezone from Second Residential District to Commercial District property located at the intersection of the northeasterly line of Richardson Avenue and the westerly line of Broderick Street.

#### Privilege of the Floor

Mr. Harry K. Wolff representing the appellants, urged that the decision of the City Planning Commission be disapproved and that the property in question be rezoned from Second Residential to Commercial District.

Mr. Joseph J. Phillips, Director of Property, supported the arguments presented by Mr. Wolff and stated that if the rezoning was approved by the Board, he intended to request rezoning of city property in the vicinity.

Mr. Mark Jorgensen presented the views of the City Planning Commission and the reasons which prompted the Commission to deny the application.

#### Action Deferred

Thereupon, at the request of Supervisor Colman, action was deferred until September 11, 1939, at 2 P. M.

#### Re-referred to Committee

### SPECIAL ORDER—2:30 P. M.

#### Charter Amendment to Provide for the Assignment of Municipal Railway Conductors and Motormen to Duty as Bus Operators

#### Charter Amendment No.....

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco, State of California, to amend the Charter of said City and County by amending Section 125 thereof, relating to employees engaged in public utility work, to provide for assignment of platform men of the Municipal Railway to duty as bus operators at the salary fixed for bus operators and without loss of seniority.

The Board of Supervisors of the City and County of San Francisco hereby submits to the electors of said City and County at the general election to be held on the 7th day of November, 1939, a proposal to amend Section 125 of the Charter, relating to employees engaged in public utility work, to read as follows:



### Employments

Section 125. All employees engaged in public utility work at the time this charter shall go into effect, and who have been permanently appointed to their respective positions in conformity with the civil service provisions of this charter, shall become employees of the public utilities commission under the classification held by each such employee at such time. All persons employed in the operating service of any public utility hereafter acquired by the city and county at the time the same is taken over by the city and county, and who shall have been so employed for at least one year prior to the date of such acquisition, shall be continued in their respective positions and shall be deemed appointed to such positions, under, and entitled to all the benefits of, the civil service provisions of this charter; provided, however, that no person who is not a citizen of the United States shall be so continued in or appointed to his position. All persons residing outside the city and county claiming the benefit of this provision and who are not engaged on such utility work outside of the limits of the city and county shall be allowed a reasonable time, not exceeding one year, to become residents of the city and county.

Persons employed as platform men or bus operators in the operating department of the municipal railway system shall be subject to the following conditions of employment: The basic hours of labor shall be eight hours, to be completed within ten consecutive hours; there shall be one day of rest in each week of seven days; all labor performed in excess of eight hours in any one day, or six days in any one week, shall be paid for at the rate of time and one-half.

*Conductors and motormen may be assigned to duty as bus operators and while assigned to such duty they shall receive the compensation fixed for such service. Such assignment shall be governed by seniority of service, subject to a qualifying test by the railroad management as to competency and to state law as to qualifications and licensing.*

Positions and employments in the municipal airport, which airport by this charter is placed under the jurisdiction of the public utilities commission, shall be continued and the employees thereof shall, subject to the approval of the commission, be appointed by and hold office at the pleasure of the manager of utilities. See Digest—Francis v. Leavy, p. 134; Archer v. Civil Service Commission, p. 136.

Supervisor McSheehy, Chairman of the Judiciary Committee, following remarks by Mr. H. S. Foley, representing Carmen's Union No. 518, requested that the foregoing proposed Charter Amendment be re-referred to Judiciary Committee.

No objection and so ordered.

### SPECIAL ORDER 3 P. M.

#### Notice of Sale \$3,500,000 of Tax Anticipation Notes

Sealed bids for the purchase of Tax Anticipation Notes issued by the City and County of San Francisco, pursuant to Ordinance No. 269, in the amount of three million five hundred thousand dollars (\$3,500,000) to be received by the Board of Supervisors up to the hour of 3 o'clock p. m. on Tuesday, September 5, 1939, and to be opened by said board at said time.

The Tax Anticipation Notes are described as follows, to-wit:

Notes in the amount of three million five hundred thousand dollars (\$3,500,000) in denominations of ten thousand dollars (\$10,000) each, to be dated as of the day of delivery thereof and to be payable to bearer on December 21, 1939, and issued under authority of Ordinance No. 269 and payable exclusively out of taxes levied by said City and County of San Francisco for the fiscal year 1939-1940 without preference or priority of any one note over any other note. All of said notes

shall constitute a first lien and charge against said taxes collected during the half of the fiscal year 1939-1940 in which said money represented by said notes, respectively, shall be borrowed and shall be repaid from the first moneys received from said taxes and before any part thereof is used for any other purpose. Any of said notes not paid at maturity shall nevertheless be paid out of moneys received from the taxes for said fiscal year 1939-1940 irrespective of the date the same shall be so received.

Said notes shall bear interest at the rate or rates not to exceed six (6) per cent per annum as shall be named by the bidder, said interest to be paid at maturity of said notes.

The said notes will be sold and awarded to the bidder or bidders offering to purchase the same at the lowest rate or rates of interest computed from the date fixed for the presentation of bids to December 21, 1939. If two or more bidders offer to purchase said notes at the same lowest rate or rates of interest, the Board of Supervisors shall determine which bid shall be accepted. Interest shall be computed on the basis of three hundred sixty-five (365) days per year.

The right is reserved by the Board of Supervisors to reject any or all bids.

All proposals for the purchase of said notes shall be accompanied by a deposit of five (5) per cent of the amount of the bid in lawful money of the United States, or by the deposit of a certified check or cashier's check for said five (5) per cent payable to David A. Barry, clerk of the Board of Supervisors of the City and County of San Francisco, provided that no deposit need exceed the sum of ten thousand dollars (\$10,000); which deposit of money or check shall be forfeited by the bidder in case he fails to accept and pay for the notes bid for by him if his bid is accepted.

The approval of Messrs. Orrick, Dahlquist, Neff and Herrington, attorneys at law, San Francisco, California, as to the legality of the aforesaid notes will be furnished to the successful bidder or bidders for said notes without cost.

### Bids

The following proposals for the purchase of the three million five hundred thousand dollars (\$3,500,000) Tax Anticipation Notes were received, opened, read and referred to the Finance Committee.

1. WEEDEN & CO., BY VERNON KIMBALL—

For \$3,500,000 Tax Anticipation Notes of the City and County of San Francisco, to bear interest at the rate of two and one-half per cent ( $2\frac{1}{2}\%$ ) per annum, we will pay you \$3,500,000, being the par value thereof plus a premium of \$107.

2. BANKAMERICA COMPANY, BY A. K. BROWNE—

For the \$3,500,000 par value Tax Anticipation Notes of the City and County of San Francisco, as described in your regular printed notice of sale, we hereby bid you par and accrued interest at the date of delivery.

The Notes above bid for are more particularly described as follows:

\$3,500,000 par value Tax Anticipation Notes of the City and County of San Francisco, California, of the denomination of \$10,000 each; said Notes to be dated as of the day of delivery thereof and to be payable to bearer on December 21, 1939; said Notes to bear interest at the rate of Two per centum (2%) per annum; said interest to be paid at maturity of said Notes.

### Adopted

Subsequently, during the proceedings, the following recommendation of the Finance Committee was received, read and adopted:

## Sale of \$3,500,000 Tax Anticipation Notes

(Series of 1939)

Resolution No. 521 as follows:

Whereas, Due notice was given as provided by Ordinance No. 269 that sealed proposals for the purchase of Three million five hundred thousand (\$3,500,000) dollars Tax Anticipation Notes of the City and County of San Francisco would be received by the Board of Supervisors up to the hour of 3 o'clock P. M. on Tuesday, September 5, 1939, and opened and considered by said Board at said time; and

Whereas, Two bids were received and opened in accordance with the aforesaid notice of sale, and the same having been duly considered; therefore be it

Resolved, That the bid of Bankamerica Company, by A. K. Browne, being the best bid offered, is hereby accepted, to-wit:

For the \$3,500,000 par value Tax Anticipation Notes of the City and County of San Francisco, as described in your regular printed notice of sale, we hereby bid you par and accrued interest to the date of delivery.

The Notes above bid for are more particularly described as follows:

\$3,500,000 par value Tax Anticipation Notes of the City and County of San Francisco, California; of the denomination of \$10,000 each; said Notes to be dated as of the day of delivery thereof and to be payable to bearer on December 21, 1939; said Notes to bear interest at the rate of Two per centum (2%) per annum; said interest to be paid at maturity of said Notes.

That all other bids for said Notes be rejected and the Clerk is hereby directed to return the checks to the unsuccessful bidders.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, Ratto, Shannon—3.

## Consideration Postponed

## SPECIAL ORDER—2:30 P. M.

Requesting the Mayor to Negotiate with Traffic Engineers re  
Furnishing Transportation Plan for San Francisco

(Series of 1939)

Resolution No. ...., as follows:

Whereas, The problem of transportation and traffic is daily becoming more acute, due to the visitors to the Exposition, large numbers of Delegates attending Conventions and the extensive home building program under way throughout our City; and

Whereas, It is essential that action be taken to provide adequate modern transportation to insure the proper growth and future prosperity of our City; and

Whereas, Numerous surveys have been made at a tremendous cost to the taxpayers of San Francisco, notably the McClintock report upon which no action has been taken and which contains some valuable recommendations which should be studied and adopted at the earliest possible moment; and

Whereas, The proposed employment of Mr. Chas. Purcell on a part time basis, as advocated by the Mayor, is declared to be *"quite impracticable and therefore inadvisable"* in the opinion of Frank W. Clark, State Director of Public Works; and

Whereas, The money has been appropriated for the purpose of get-

ting technical advice on our Transportation and Traffic Problem, and many valuable suggestions are being held in abeyance pending the expected survey; and

Whereas, San Francisco is in need of aggressive, intelligent traffic planning at once to provide rapid transit and relief to our citizens who are taxpayers and who are clamoring for adequate transportation to their homes; and

Whereas, Bus transportation will provide rapid transit and promote the development of our City, and the private company is now demonstrating this by adding buses to their system as rapidly as possible; now, therefore, be it

Resolved, That this Board of Supervisors request the Mayor to immediately negotiate with Traffic Engineers of proven ability on what terms they will furnish a Transportation Plan, so that immediate attention may be given the problem of transportation and traffic in this City; and, be it

Further Resolved, That the Mayor be requested to submit to this Board of Supervisors information as to the cost and time required by Traffic Engineers to properly recommend a plan of action to provide modern, rapid and adequate transportation for San Francisco, taking into consideration the proper system to be extended into San Mateo County and the Peninsula.

*July 10, 1939—Presented by Supervisor Uhl and referred to Public Utilities Committee.*

*August 28, 1939—Called out from Committee and made Special Order of Business Tuesday, September 5, 1939, at 3:00 P. M.*

*On motion by Supervisor McSheehy, consideration of the foregoing Resolution was postponed until Monday, September 11, 1939, at 3 P. M.*

### SPECIAL ORDER—4 P. M.

The following report of Joint Committee, Finance and Public Utilities, was taken up:

August 28, 1939.

### THE P. G. & E. FRANCHISES

#### The Question of Annual Payments Annual Revenue

Gas: 1% of \$8,148,985.00, the Company's gross revenues for gas sold for all purposes in San Francisco during the calendar year 1938, <i>including that sold under the untaxable constitutional franchise</i> , would have yielded the City.....	\$ 81,489.85
Electricity: $\frac{1}{2}$ of 1% of \$15,769,006.00, the Company's gross revenues for electricity sold for all purposes in San Francisco during the calendar year 1938, <i>including electricity sold under the untaxable constitutional franchise</i> , would have yielded the City .....	78,845.03
or an aggregate of .....	<u>\$160,334.88</u>

#### Franchise Act of 1937

In discussions between your Committee and the representatives of the Company, reference was made by us to the "Franchise Act of 1937," to ascertain whether the City would have received more in 1938 under the rates prescribed thereby than the sums given above.

It is provided in that Act that if an application be for a *gas* franchise by a company which has a constitutional franchise for gas and wishes one supplementary thereto, the annual charge shall be two per cent (2%) of the gross annual receipts of applicant arising from

*the use, operation or possession of said franchise; provided, however, that such payment shall in no event be less than a sum which shall be equivalent to one per cent (1%) of the gross annual receipts derived by applicant from the sale of gas within the limits of such municipality under both said gas franchises; or if the application be for an electric franchise, shall be two per cent (2%) of the gross annual receipts of applicant arising from the use, operation or possession of said franchise; provided, however, that such payment shall in no event be less than a sum which shall be equivalent to one-half per cent (½%) of the gross annual receipts derived by applicant from the sale of electricity within the limits of such municipality under both said electric franchises.*

Your Committee gave particular attention to the words "*the gross annual receipts of applicant arising from the use, operation or possession of said franchise*" and ascertained that this phrase had been interpreted in *County of Tulare v. City of Dinuba*, 188 Cal. 664 (1922) involving the Broughton Act, and that the court had decided that the revenues arising from the sales were to be spread over all of the properties of the company and hence the municipality would be entitled to its percentage computed on its proper aliquot part of all the properties contributing to the San Francisco service.

Your Committee then sought to ascertain what the 2% mentioned in the Franchise Act of 1937 would have yielded the City under a gas franchise in force in 1938. The Company computed that the yield would be only \$30,055 per annum, while the engineers of the City Attorney's office computed that the yield would be from \$58,000 to \$78,000, depending on the method of calculation used.

In no event, however, would any of these calculations based upon the 2% reach the sum of \$81,489.85 to be realized upon 1% of the entire 1938 gross revenue for gas, *including revenue under the untaxable constitutional franchise.*

Your Committee made similar calculations in respect of electricity and ascertained that approximately 65% of the total sales of electricity were for untaxable electricity supplied under the constitutional franchise and the remaining 35% only for heat and power. The 2% provision was applied to ascertain the 1938 yield based upon this 35% for heat and power. The Company computed it would yield \$6,122 per annum. The engineers of the City Attorney's office computed that the yield would range from \$40,000 to \$57,000 depending on the method of calculation used. In no event, however, would these figures reach the sum of \$78,845 to be used realized through ½ of 1% of the entire 1938 gross revenue for electricity, *including revenue under the untaxable constitutional franchise.*

There were differences between your Committee and the representatives of the Company about the interpretation of the Constitution, the Company giving its constitutional franchise a wider interpretation than your Committee could agree to. This, however, is not important as the matter was dealt with upon the assumption (for present purposes) that the contention of the Committee was correct.

#### Consideration of the Price to Be Paid for the Franchises, Gas and Electric

Your Committee dealt with one sum to cover both franchises. Its approach to the question was from the viewpoint of annual payments charged retroactively. The Company would not concede the propriety of any charge retroactively applied and insisted that any payment made by it should be treated as a price paid for the franchise and that any claims for the past should be abandoned.

The representatives of the Company proposed, subject to the approval



of the Company, that it pay \$300,000 for both franchises. Your Committee, asked 1% on both gas and electric revenues retroactively for a period of three years, amounting approximately to \$717,500.

The Company suggested that approximately 50% of the electric energy sold in San Francisco was Hetch Hetchy power distributed by it as agent for the City; that in accounting to the City for its power, the Company did not, and indeed had no opportunity to, deduct 1%, or any fraction of 1%, from the revenue paid over to the City as a charge now sought retroactively to be made to the City for the use of its streets; and furthermore, that the Hetch Hetchy contract of July 1, 1925 proceeded on the assumption that the Company was lawfully occupying the streets for transmitting and distributing electricity and could not now reverse its position retroactively.

The Company also claimed that the rates lawfully established by the Railroad Commission and charged by it did not give the Company any deduction for such a charge now sought to be made retroactively against the Company; that the consumers had had the benefit of a rate without such a deduction, and such a charge now retroactively applied would be unjust.

Later, the City proposed \$500,000; then \$481,005 based on three times the computed revenues for 1938, i. e., \$160,335. The representatives of the Company next suggested that they would ask the Company for authority to make an offer of \$350,000 if the City would signify its willingness to accept that amount.

This was the situation when the Joint Committee and the City Attorney met again with the representatives of the Company on July 28th. After a long discussion, the Committee intimated to the representatives of the Company that it would recommend \$400,000 as the purchase price to this Board if the Company would immediately agree to pay that amount. The representatives of the Company telephoned the Company during our conference and were authorized to offer the \$400,000 provided the Joint Committee would then and there vote to recommend to this Board the acceptance of the offer, although it was fully understood that the recommendation would not in any manner bind the Board. The Committee did then and there so vote and the parties thereby reached their agreement.

The net result was as follows:

1. The franchises are to be indeterminate, that is to say, they are franchises from day to day. They will terminate whenever the City desires to acquire the property either by negotiation or through eminent domain. If the property is acquired through eminent domain, the Railroad Commission will fix the value of the property "used and useful" in serving the City. Of course, this Board would never tolerate a cessation of service of gas and electricity to the people; and if the City at any time can take over the property "used and useful" (note the words) in the service of the City, no more can be expected. The people will not be overcharged or underserved. The Railroad Commission controls both matters. The Board has its police powers. In addition, in fixing the terms of the franchises in accordance with the recommendation of your Committee, the Board assures to the City revenue which it is reasonable for the Company to pay and reasonable that the City shall receive.

2. It is expected that the franchises will come into operation early in January, 1940. The Company will pay the percentages as from January 1, 1940.

3. Annual payments are to be made at 1% on all gas sales and  $\frac{1}{2}\%$  on all electric sales in San Francisco under the franchises to be granted and the constitutional franchises. This will include all gas and electricity transmitted and distributed by the Company for its



own account or for the account of another. Taking 1938 as a criterion, the annual payment would be approximately \$160,000.

4. As noted above, the Franchise Act of 1937 prescribes 1% of the gas revenues and  $\frac{1}{2}\%$  of the electric revenues. The two franchises here proposed adopt these percentages. In gas, the major part of the Company's revenue is derived from heat and power and the minor part from light which is furnished under the untaxable constitutional franchise. Therefore, the percentage computed on the gas revenues for light, heat and power combined should be higher than the electric percentage because the Company's revenue from electric light under the untaxable constitutional franchise is 65% of all of its electric revenue and only 35% thereof (approximately) comes from heat and power which are to be furnished under the proposed electric franchise.  $\frac{1}{2}\%$  of the electric revenue from light furnished under the untaxable constitutional franchise and from heat and power to be furnished under the proposed electric franchise in combination is exactly 1-3/7% of the Company's revenue from heat and power to be furnished under the proposed electric franchise.

5. Prior to June 30, 1940, the Company will pay the City \$75,000 as an installment on their annual payment for the year 1940.

6. Immediately after the granting of the franchises in January, 1940, the Company will pay the City \$400,000 for the purchase of the franchises; i. e., \$200,000 for each.

7. The aggregate payments to the City prior to June 30, 1940 will thus amount to \$475,000 covering purchase price of both franchises and installment on annual payment for 1940.

As a sidelight on the purchase price of \$400,000, i. e., \$200,000 for each franchise, the Company pointed out that it could not be expected to pay the City what it already had paid in accounting for sales of Hetch Hetchy power and that its revenue, excluding 50% for Hetch Hetchy power for the year 1938 would be: gas \$81,489.85; electricity \$39,422.52 ( $\frac{1}{2}$  of \$78,845.03), or a total of \$120,912.37, which multiplied by three would yield \$362,737.11, measurably below its agreement to pay \$400,000 for the franchises.

It is possible that your Committee could have secured a larger sum as a flat payment under the threat that the City would otherwise order the Company to desist from serving heat and power to the people. Theoretically, this seems persuasive, but looking at the situation realistically, it would mean that all service of gas and electricity to the inhabitants of San Francisco would cease, a situation that is inconceivable.

In protecting the people of the City, the duty of the Board (which it fully recognizes) is to get them service, gas and electricity, which they need and desire, and see that they are not overcharged and that the Company pays to the City whatever it is appropriate it should pay for the privileges which it enjoys in the City.

With the grant of these franchises and the payment to the City of the sums which the Company agrees to pay, your Committee thinks all of these objectives will have been attained, and therefore recommends the adoption of the ordinances applied for.

August 28, 1939.

HONORABLE BOARD OF SUPERVISORS,  
City Hall, San Francisco, Calif.

Dear Sirs:

I herewith enclose you two applications for franchises to be issued by your Board to the Pacific Gas and Electric Company, one authorizing the distribution of gas and the other the distribution of electricity. Attached to each application is a letter addressed to me by Mr. Thomas J. Straub, attorney for the Company, making certain reservations in the interpretation of the franchises, and a second

TUESDAY, SEPTEMBER 5, 1939.

letter agreeing to pay to the City, prior to June 30, 1940, the sum of \$75,000.00 as a payment on account of the percentages to become due under both franchises for the calendar year 1940.

It is estimated that the \$75,000.00 is practically one-half of the revenue under both franchises as far as the same can be estimated prior to July 1, 1940. I would suggest that these franchises be referred to such committee or committees as your Board shall deem proper and that a public hearing upon the same be had to the end that the public itself may be fully familiar with the terms of the franchises. I also suggest that copies of the franchises be printed, not only for use by the members of the Board but also for use by such members of the public as may desire to study the franchises.

Very truly yours,

Encls.

JNO. J. O'TOOLE, City Attorney.

August 28, 1939.

**Application for Franchise for Distribution of Gas for Heating and Power Purposes**

Honorable John J. O'Toole,  
City Attorney,  
City Hall,  
San Francisco, California.

My dear Mr. O'Toole:

I am sending you herewith signed application to the Board of Supervisors for a gas franchise, including draft of form of ordinance for granting same.

As you will note, in drafting the form of ordinance we have assumed the interpretation which the City puts upon our constitutional rights. We do not agree that our constitutional rights are properly defined in the ordinance, but as it is necessary in order to obtain a franchise that it should be couched to conform to the view of the City, we have prepared the ordinance accordingly.

It must not be taken to be an abandonment of our position nor a recognition of the correctness of the interpretation put upon our constitutional rights by the City or the ordinance.

Very truly yours,

TJS:GD

THOS. J. STRAUB.

Original of above letter received August 28, 1939

August 28, 1939.

Mr. John J. O'Toole,  
City Attorney,  
City Hall,  
San Francisco, California.

Dear Mr. O'Toole:

I write this letter to cover two of the matters spoken of in our conference and which we promised to cover by a letter.

(1) The revenue for gas and for electricity upon which the percentages for 1940 are to be calculated will commence January 1, 1940, although the franchises will not be effective until some day later in that year.

(2) We are to pay to the City before June 30, 1940, \$75,000 as a payment on account of the percentages which will become payable under the franchises for the calendar year 1940, say  $\frac{1}{2}$  under each franchise.

If there be anything more that you require, please advise me.

Yours very truly,

TJS:B

THOS. J. STRAUB.

## Application for Gas Franchise

August 28, 1939.

To the CITY AND COUNTY OF SAN FRANCISCO,  
a Municipal Corporation, and to the

HONORABLE THE BOARD OF SUPERVISORS thereof:

Gentlemen:

Pacific Gas and Electric Company, a California utility corporation,  
hereby

(1) applies for a franchise of the character set forth in the form of Ordinance which is hereunto annexed, marked Exhibit "A" and is hereby made a part hereof; and

(2) requests that you grant such franchise to it by the adoption of an Ordinance in the form of said Exhibit "A."

Yours very truly,

PACIFIC GAS AND ELECTRIC COMPANY.

By P. M. DOWNING,

Its Vice-President and General Manager.

and by D. H. FOOTE,

Its Secretary.

[seal]

## EXHIBIT "A"

Ordinance No.....

Ordinance Granting to Pacific Gas and Electric Company, its Successors and Assigns, a Franchise to Introduce Into, Transmit, Distribute and Supply to the City and County of San Francisco and its Inhabitants Gas for Every Use and Purpose to Which it May Be Put, Exclusive of Those Uses and Purposes for Which Gas May Be Now Supplied By Pacific Gas and Electric Company or Hereafter Supplied By its Successors or Assigns Under Section 19 of Article XI of the Constitution of the State of California, as Said Section Existed Prior to Its Amendment on October 10, 1911, and to That End to Lay and Use in the Streets of Said City and County All Pipes and Appurtenances Necessary or Proper Therefor, and Likewise to Use All Gas Pipes and Appurtenances Which are Now in Place or Hereafter May Be Placed in Said Streets.

Be it ordained by the People of the City and County of San Francisco:

SECTION 1. Whenever in this ordinance the words and phrases hereinafter in this section defined are used they shall have the respective meanings assigned to them in the following definitions (unless, in the given instance, the context wherein they are used shall import a different meaning):

(a) The word "grantee" shall mean Pacific Gas and Electric Company, its successors and assigns;

(b) The word "city" shall mean the City and County of San Francisco, a municipal corporation of the State of California, in its present incorporated form or in any later reorganized, consolidated, enlarged or reincorporated form, and shall include annexed territory;

(c) The word "streets" shall mean the public streets, ways, alleys and places as the same now exist or may hereafter exist within said city;

(d) The word "gas" shall mean natural gas and/or manufactured and/or artificial gas, or a mixture of natural gas and/or

manufactured and/or artificial gas, including any gaseous substance usable for heat, power, illumination or fuel purposes;

(e) The phrase "pipes and appurtenances" shall mean pipes, pipelines, mains, services, traps, vents, vaults, manholes, meters, gauges, regulators, valves, conduits, appliances, attachments, appurtenances and any other property located or to be located in, upon, along, across, under or over the streets of the city, and used or useful in introducing, transmitting, distributing and supplying gas as aforesaid;

(f) The phrase "lay and use" shall mean to lay, construct, erect, install, operate, maintain, use, repair or replace;

(g) The phrase "constitutional franchise" shall mean the rights possessed by the grantee under the provisions of Section 19 of article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911.

SECTION 2. There is hereby granted to Pacific Gas and Electric Company, its successors and assigns, a franchise to introduce into, transmit, distribute and supply to the City and County of San Francisco and its inhabitants gas for every use and purpose to which it may be put, exclusive of those uses and purposes for which gas may be now supplied by Pacific Gas and Electric Company or hereafter supplied by its successors or assigns under Section 19 of Article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911, and to that end to lay and use in the streets of said city and county all pipes and appurtenances necessary or proper therefor, and likewise to use all gas pipes and appurtenances which are now in place or hereafter may be placed in said streets.

If the grantee should surrender or otherwise lose any rights under its said constitutional franchise, then the franchise hereby granted shall to the extent of such loss include the right of the grantee to introduce into, transmit, distribute and supply to said city and county and its inhabitants gas for all uses and purposes theretofore covered by said constitutional franchise to the extent of such loss.

SECTION 3. The franchise hereby granted shall be and continue in full force until, with the consent of the Railroad Commission of the State of California, or other lawful authority having jurisdiction in the premises, it shall be voluntarily surrendered or abandoned by the grantee, or until the city by agreement shall purchase or through eminent domain shall condemn and acquire all property actually used and useful in the exercise of said franchise and situate within the territorial limits of the city, or until it shall be forfeited for non-compliance with its terms by the grantee.

SECTION 4. The grantee of said franchise shall annually pay to the city a sum which shall be equivalent to one (1%) per cent of the gross annual receipts of the grantee from the sale of gas within the limits of the city, under both said constitutional franchise and the franchise hereby granted, and whether or not said gas be transmitted or distributed by the grantee for its own account or the account of another. The computation of the amount payable annually by the grantee to the city, hereunder, on the basis of the grantee's receipts under its constitutional franchise, as well as its receipts under the franchise hereby granted, is not intended to be and shall not be deemed to be an assertion by the city or a recognition by the grantee that the city has any authority to tax the grantee's right of enjoyment of its said constitutional franchise, but such basis of computation has been adopted merely as a convenient method for measuring the amount which the grantee should annually pay for the enjoyment of the franchise hereby granted.

SECTION 5. The grantee shall, within three months after the expira-

tion of the calendar year in which the franchise hereby granted shall become effective, and within three months after the expiration of each and every calendar year thereafter, file with the Clerk of the Board of Supervisors a duly verified statement showing in detail the total gross receipts of grantee during the preceding calendar year from the sale of gas within the limits of the city, as specified in Section 4 hereof, and within fifteen days after the time for filing such statement grantee shall pay to the city in lawful money of the United States the aforesaid percentage of its gross receipts for such calendar year, as shown by such statement, and as specified in Section 4 hereof. The grantee shall keep its accounts in such form as to enable the city, or its duly authorized representatives, to ascertain and check the amounts due the city under said franchise. In the event of any neglect, omission or refusal by the grantee to file such verified statement, or to pay said percentage, at the time and in the manner specified, or within any extension of time granted by the Board of Supervisors or other legislative body of the city, the city may sue in its own name in the manner provided by law without the necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 6. The grantee may charge for gas furnished by it within the limits of the city under the franchise hereby granted such rates only as shall be fixed in accordance with laws now in force or hereafter enacted.

SECTION 7. The grantee shall (a) construct, install and maintain all pipes and appurtenances in conformity with all the lawful ordinances, rules and regulations heretofore or hereafter adopted by the Board of Supervisors, or other legislative body of the city, in the exercise of the police powers of the city; (b) pay to the city on demand the cost of all repairs to public property made necessary by any of the operations of the grantee; (c) indemnify and hold harmless the city and its officers and employees from any and all liability for damages proximately resulting from any operations under the franchise hereby granted; (d) remove or relocate without expense to the city any facilities installed, used and maintained under the franchise hereby granted, if and when made necessary by any lawful change of grade, alignment or width of any street, or by any work to be performed under the governmental authority of the city; and (e) should the city or any department thereof make or issue any lawful order, law or ordinance directing the grantee to extend its facilities for the purpose of supplying the service provided for in this franchise, it shall be the duty of the grantee to provide such facilities and supply such service with all due diligence after having been notified to do so by the city or any of its departments having authority so to do.

SECTION 8. If the grantee shall fail, neglect or refuse to comply with any of the provisions or conditions prescribed in the franchise hereby granted, and shall not within thirty (30) days, or such additional time as may be allowed by the Board of Supervisors or other legislative body of the city, after written demand for compliance therewith, begin the work of compliance, or after such beginning, shall not prosecute the same with due diligence to completion, the city may sue in its own name in the manner provided by law without the necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 9. The franchise hereby granted shall not in any way or to any extent impair or affect the right of the city to acquire the property of the grantee either by purchase or through the exercise of the right of eminent domain, and nothing herein contained shall be construed to contract away or to modify or to abridge the city's right to exercise the power of eminent domain. In any proceeding of any



character before any court or other public authority the franchise hereby granted shall be deemed to have a value equivalent to the purchase price paid therefor by the grantee and no other or greater value.

SECTION 10. The grantee shall pay to the city the sum of two hundred thousand dollars (\$200,000) as the purchase price of the franchise hereby granted. If, at any time after the payment of said sum, it shall be adjudged that said franchise did not become effective or was or is invalid, or if the grantee shall, at any time, be prevented by the city or by judgment procured by any other person from exercising the same for any reason other than noncompliance with its terms by the grantee, or if a certificate of convenience and necessity to exercise the same be refused by the Railroad Commission of California, then said sum of two hundred thousand dollars (\$200,000) shall be forthwith repaid by the city to the grantee.

SECTION 11. Upon the acceptance of the franchise hereby granted and the payment of the aforesaid purchase price thereof, the grantee shall stand discharged from any and all claims of the city for the use of the streets by grantee prior to the taking effect of said franchise.

SECTION 12. The grantee shall accept the franchise hereby granted and pay to the city the aforesaid sum of two hundred thousand dollars (\$200,000) within thirty days after this ordinance becomes effective, and after the Board of Supervisors shall, by resolution, so declare and, in writing, request acceptance of the franchise by the grantee and payment of said sum of two hundred thousand dollars (\$200,000) to the city. If the grantee shall fail to file its acceptance with the Clerk of the Board of Supervisors and pay said two hundred thousand dollars (\$200,000) to the city, within the aforesaid time, or such additional time as may be allowed by the Board of Supervisors, the franchise hereby granted shall be ipso facto void and no longer of effect.

*Read second time and finally passed*—Board of Supervisors, San Francisco,....., 1939.

AYES: Supervisors .....

NOES: Supervisors .....

ABSENT: Supervisors .....

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

.....  
Clerk

.....  
Mayor

*Approved*, San Francisco,....., 1939.

### **Application for Franchise for Distribution of Electric Energy for Heating and Power Purposes**

August 28, 1939.

Honorable John J. O'Toole,  
City Attorney,  
City Hall,  
San Francisco, California.

My dear Mr. O'Toole:

I am sending you herewith signed application to the Board of Supervisors for an electric franchise, including draft of form of ordinance for granting same.

As you will note, in drafting the form of ordinance we have assumed the interpretation which the City puts upon our constitutional rights.



We do not agree that our constitutional rights are properly defined in the ordinance, but as it is necessary in order to obtain a franchise that it should be couched to conform to the view of the City, we have prepared the ordinance accordingly.

It must not be taken to be an abandonment of our position nor a recognition of the correctness of the interpretation put upon our constitutional rights by the City or the ordinance.

Very truly yours,

TJS:GD

THOS. J. STRAUB.

Original of above letter received August 28, 1939

August 28, 1939.

Mr. John J. O'Toole,  
City Attorney,  
City Hall,  
San Francisco, California.  
Dear Mr. O'Toole,

I write this letter to cover two of the matters spoken of in our conference and which we promised to cover by a letter.

(1) The revenue for gas and for electricity upon which the percentages for 1940 are to be calculated will commence January 1, 1940, although the franchises will not be effective until some day later in that year.

(2) We are to pay to the City before June 30, 1940, \$75,000 as a payment on account of the percentages which will become payable under the franchises for the calendar year 1940, say  $\frac{1}{2}$  under each franchise.

If there be anything more that you require, please advise me.

Yours very truly,

TJS:B

THOS. J. STRAUB.

#### Application for Electric Franchise

August 28, 1939.

To the CITY AND COUNTY OF SAN FRANCISCO,  
a Municipal Corporation, and to the

HONORABLE THE BOARD OF SUPERVISORS thereof:

Gentlemen:

Pacific Gas and Electric Company, a California utility corporation, hereby

(1) applies for a franchise of the character set forth in the form of Ordinance which is hereunto annexed, marked Exhibit "A" and is hereby made a part hereof; and

(2) requests that you grant such franchise to it by the adoption of an Ordinance in the form of said Exhibit "A."

Yours very truly,

PACIFIC GAS AND ELECTRIC COMPANY.

By P. M. DOWNING,

Its Vice-President and General Manager.

and by D. H. FOOTE,

Its Secretary.

## EXHIBIT "A"

Ordinance No. ....

Ordinance Granting to Pacific Gas and Electric Company, its Successors and Assigns, a Franchise to Introduce into, Transmit, Distribute and supply to the City and County of San Francisco and its Inhabitants Electricity for Every Use and Purpose to Which it May Be Put, Exclusive of Those Uses and Purposes for Which Electricity May Be Now Supplied By Pacific Gas and Electric Company or Hereafter Supplied By its Successors or Assigns Under Section 19 of Article XI of the Constitution of the State of California, as Said Section Existed Prior to its Amendment on October 10, 1911, and to That End to Construct and Use in the Streets of Said City and County All Poles, Wires, Conduits and Appurtenances Necessary or Proper Therefor, and Likewise to Use All Electric Poles, Wires, Conduits and Appurtenances Which Are Now in Place or Hereafter May Be Placed in Said Streets.

Be it ordained by the People of the City and County of San Francisco:

SECTION 1. Whenever in this ordinance the words or phrases hereinafter in this section defined are used they shall have the respective meanings assigned to them in the following definitions (unless, in the given instance, the context wherein they are used shall import a different meaning):

(a) The word "grantee" shall mean Pacific Gas and Electric Company, its successors and assigns;

(b) The word "city" shall mean the City and County of San Francisco, a municipal corporation of the State of California, in its present incorporated form or in any later reorganized, consolidated, enlarged or reincorporated form, and shall include annexed territory;

(c) The word "streets" shall mean the public streets, ways, alleys and places as the same now exist or may hereafter exist within said city;

(d) The phrase "poles, wires, conduits and appurtenances" shall mean poles, towers, supports, wires, conductors, cables, guys, stubs, platforms, crossarms, braces, transformers, insulators, conduits, ducts, vaults, manholes, meters, cutouts, switches, communication circuits, appliances, attachments, appurtenances and any other property located or to be located in, upon, along, across, under or over the streets of the city, and used or useful in introducing, transmitting, distributing and supplying electricity as aforesaid;

(e) The phrase "construct and use" shall mean to construct, erect, install, lay, operate, maintain, use, repair or replace;

(f) The phrase "constitutional franchise" shall mean the rights possessed by the grantee under the provisions of Section 19 of Article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911.

SECTION 2. There is hereby granted to Pacific Gas and Electric Company, its successors and assigns, a franchise to introduce into, transmit, distribute and supply to the City and County of San Francisco and its inhabitants electricity for every use and purpose to which it may be put, exclusive of those uses and purposes for which electricity may be now supplied by Pacific Gas and Electric Company or hereafter supplied by its successors or assigns under Section 19 of Article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911, and to that end to construct and use in the streets of said city and county all poles,

wires, conduits and appurtenances necessary or proper therefor, and likewise to use all electric poles, wires, conduits and appurtenances which are now in place or hereafter may be placed in said streets.

If the grantee should surrender or otherwise lose any rights under its said constitutional franchise, then the franchise hereby granted shall to the extent of such loss include the right of the grantee to introduce into, transmit, distribute and supply to said city and county and its inhabitants electricity for all uses and purposes theretofore covered by said constitutional franchise to the extent of such loss.

SECTION 3. The franchise hereby granted shall be and continue in full force until, with the consent of the Railroad Commission of the State of California, or other lawful authority having jurisdiction in the premises, it shall be voluntarily surrendered or abandoned by the grantee, or until the city by agreement shall purchase or through eminent domain shall condemn and acquire all property actually used and useful in the exercise of said franchise and situate within the territorial limits of the city, or until it shall be forfeited for non-compliance with its terms by the grantee.

SECTION 4. The grantee of said franchise shall annually pay to the city a sum which shall be equivalent to one-half ( $\frac{1}{2}$ ) per cent of the gross annual receipts of the grantee from the sale of electricity within the limits of the city, under both said constitutional franchise and the franchise hereby granted, and whether or not said electricity be transmitted or distributed by the grantee for its own account or the account of another. The computation of the amount payable annually by the grantee to the city, hereunder, on the basis of the grantee's receipts under its constitutional franchise, as well as its receipts under the franchise hereby granted, is not intended to be and shall not be deemed to be an assertion by the city or a recognition by the grantee that the city has any authority to tax the grantee's right of enjoyment of its said constitutional franchise, but such basis of computation has been adopted merely as a convenient method for measuring the amount which the grantee should annually pay for the enjoyment of the franchise hereby granted.

SECTION 5. The grantee shall, within three months after the expiration of the calendar year in which the franchise hereby granted shall become effective, and within three months after the expiration of each and every calendar year thereafter, file with the Clerk of the Board of Supervisors a duly verified statement showing in detail the total gross receipts of grantee during the preceding calendar year from the sale of electricity within the limits of the city, as specified in Section 4 hereof, and within fifteen days after the time for filing such statement grantee shall pay to the city in lawful money of the United States the aforesaid percentage of its gross receipts for such calendar year, as shown by such statement, and as specified in Section 4 hereof. The grantee shall keep its accounts in such form as to enable the city, or its duly authorized representatives, to ascertain and check the amounts due the city under said franchise. In the event of any neglect, omission or refusal by the grantee to file such verified statement, or to pay said percentage, at the time and in the manner specified, or within any extension of time granted by the Board of Supervisors or other legislative body of the city, the city may sue in its own name in the manner provided by law without the necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 6. The grantee may charge for electricity furnished by it within the limits of the city under the franchise hereby granted such rates only as shall be fixed in accordance with laws now in force or hereafter enacted.

SECTION 7. The grantee shall (a) construct, install and maintain all poles, wires, conduits and appurtenances in conformity with all the

lawful ordinances, rules and regulations heretofore or hereafter adopted by the Board of Supervisors, or other legislative body of the city; (b) pay to the city on demand the cost of all repairs to public property made necessary by any of the operations of the grantee; (c) indemnify and hold harmless the city and its officers and employees from any and all liability for damages proximately resulting from any operations under the franchise hereby granted; (d) remove or relocate without expense to the city any facilities installed, used and maintained under the franchise hereby granted, if and when made necessary by any lawful change of grade, alignment or width of any street, or by any work to be performed under the governmental authority of the city; and (e) should the city or any department thereof make or issue any lawful order, law or ordinance directing the grantee to extend its facilities for the purpose of supplying the service provided for in this franchise, it shall be the duty of the grantee to provide such facilities and supply such service with all due diligence after having been notified to do so by the city or any of its departments having authority so to do.

SECTION 8. If the grantee shall fail, neglect or refuse to comply with any of the provisions or conditions prescribed in the franchise hereby granted, and shall not within thirty (30) days, or such additional time as may be allowed by the Board of Supervisors or other legislative body of the city, after written demand for compliance therewith, begin the work of compliance, or after such beginning, shall not prosecute the same with due diligence to completion, the city may sue in its own name in the manner provided by law without the necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 9. The franchise hereby granted shall not in any way or to any extent impair or affect the right of the city to acquire the property of the grantee either by purchase or through the exercise of the right of eminent domain, and nothing herein contained shall be construed to contract away or to modify or to abridge the city's right to exercise the power of eminent domain. In any proceeding of any character before any court or other public authority the franchise hereby granted shall be deemed to have a value equivalent to the purchase price paid therefor by the grantee and no other or greater value.

SECTION 10. The grantee shall pay to the city the sum of two hundred thousand dollars (\$200,000) as the purchase price of the franchise hereby granted. If, at any time after the payment of said sum, it shall be adjudged that said franchise did not become effective or was or is invalid, or if the grantee shall, at any time, be prevented by the city or by judgment procured by any other person from exercising the same for any reason other than noncompliance with its terms by the grantee, or if a certificate of convenience and necessity to exercise the same be refused by the Railroad Commission of California, then said sum of two hundred thousand dollars (\$200,000) shall be forthwith repaid by the city to the grantee.

SECTION 11. Upon the acceptance of the franchise hereby granted and the payment of the aforesaid purchase price thereof, the grantee shall stand discharged from any and all claims of the city for the use of the streets by grantee prior to the taking effect of said franchise.

SECTION 12. The grantee shall accept the franchise hereby granted and pay to the city the aforesaid sum of two hundred thousand dollars (\$200,000) within thirty days after this ordinance becomes effective, and after the Board of Supervisors shall, by resolution, so declare and, in writing, request acceptance of the franchise by the grantee and payment of said sum of two hundred thousand dollars (\$200,000) to the city. If the grantee shall fail to file its acceptance with the Clerk

of the Board of Supervisors and pay said two hundred thousand dollars (\$200,000) to the city, within the aforesaid time, or such additional time as may be allowed by the Board of Supervisors, the franchise hereby granted shall be ipso facto void and no longer of effect.

*Read second time and finally passed*—Board of Supervisors, San Francisco,....., 1939.

AYES: Supervisors .....

NOES: Supervisors .....

ABSENT: Supervisors .....

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

.....  
Clerk

.....  
Mayor

*Approved*, San Francisco....., 1939.

*Action* .....

#### Committee of the Whole

On motion by Supervisor Uhl, seconded by Supervisor McSheehy, the Board resolved itself into a committee of the whole, President Warren Shannon to preside as Chairman.

E. P. Troy addressed the Board briefly, opposing the approval of suggested franchises.

#### Postponement of Consideration

Supervisor Roncovieri suggested postponement of further consideration of proposed franchises until Monday, September 11, 1939, at 2 P. M.

#### Committee of the Whole Arises

Thereupon, Supervisor McSheehy moved that the Committee of the Whole rise and report.

No objection and so ordered.

#### Consideration Postponed

Whereupon, on motion by Supervisor McSheehy, further consideration of the proposed franchises was postponed until Monday, September 11, 1939, and made a special order of business at 2 P. M.

#### Statement by Supervisor Colman

Subsequently during the proceedings, Supervisor Colman who was absent from the chambers when the above action postponing consideration of the proposed franchises for the distribution of gas and electric energy was taken, announced he was opposed to the postponement and had he been in the chambers when the foregoing action was taken, he would have voted against same.

#### Consideration Postponed

#### SPECIAL ORDER—4:00 P. M.

Memorializing President, Senate and House to Remove Federal Prison on Alcatraz Island, and to Replace Same with Statue of "Pacifica"  
(Series of 1939)

Resolution No. ...., as follows:

Whereas, The Golden Gate and San Francisco Bay are famed throughout the world as forming one of the greatest and most beautiful natural

harbors in the world and a haven to travelers, a port to world commerce and the Western Gateway to this land of abundance, democracy, freedom and peace; and

Whereas, At the Eastern Gateway to our nation, in New York Harbor, the Statue of Liberty stands as a fitting tribute to our ideal of freedom and an example to the oppressed of other lands; and

Whereas, At the Western Gateway in San Francisco Harbor our nation displays no symbol of any ideal but instead maintains on Alcatraz Island a desecration and a symbol to crime and stern punishment in the form of a Federal prison; and

Whereas, Peace is another great ideal to which we aspire for ourselves and all the world and it is most fitting that this be symbolized at this Western Gateway; therefore, be it

Resolved, That this Board of Supervisors of the City and County of San Francisco memorialize the President of the United States and the Congress to replace the Federal prison on Alcatraz Island in San Francisco Bay with a great statue of Pacifica, as a symbol of Peace, and that in anticipation of this magnificent objective, the United States Government immediately take steps to remove the Federal prison from this great Western Gateway; and be it further

Resolved, That copies of this resolution be sent to the President of the United States, to our representatives in the United States Senate and House of Congress, and to the Press.

*July 10, 1939—Presented by Supervisor McSheehy and referred to Public Buildings, Lands and City Planning Committee.*

*August 28, 1939—Called out from Committee by Supervisor McSheehy and made a Special Order of Business for Tuesday, September 5, 1939, at 4 P. M.*

*On motion by Supervisor McSheehy, consideration of the foregoing Resolution postponed to Monday, September 11, 1939, at 4 P. M.*

## UNFINISHED BUSINESS

### Final Passage

The following recommendations of Finance Committee, heretofore passed for second reading were taken up:

**An Ordinance Amending Bill 192, Ordinance 186, Section 27, (Juvenile Court—Detention Home), by Eliminating the Words "part time" in Item 2.**

(Series of 1939)

Bill No. 284, Ordinance No. 278, as follows:

An Ordinance amending Bill 192, Ordinance 186, Section 27, (Juvenile Court—Detention Home), by eliminating the words "part time" in Item 2.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 27, is hereby amended as follows:



## Section 27. JUVENILE COURT—DETENTION HOME

No. Item	Employees No. of	No. Class	Departmental Title	Maximum Monthly Rate
1	1	C104	Janitor .....	\$ 155
2	1	I2	Kitchen Helper (deduct for R.) .....	70
3	1	I12	Cook (deduct for R.) .....	130
4	2	P102	Registered Nurse (deduct for R. & B.) .....	135
6	3	T2	Male Attendant (deduct for R. & 2 M.) .....	135
7	1	T2	Male Attendant (deduct for R. & 2 M.) .....	145
8	1	T2	Male Attendant (deduct for R. & 1 M.) .....	145
9	5	T4	Woman Attendant (deduct for R. & B.) .....	122.50
9.1	1	T4	Woman Attendant (deduct for R. & B.) .....	105.50
10	1	T4	Woman Attendant (deduct for R.) .....	100
12	1	T12	Superintendent, Juvenile Det. Home (deduct for R. & B.) .....	190

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Finally passed* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Ratto—2.

**An Ordinance Amending Bill 192, Ordinance 186, Section 54, (Department of Public Health—Central Office), by Adding Item 3.1, 1-B420 Phonographic Reporter (as needed), at \$12.50 per Day Plus Transcriptions.**

(Series of 1939)

Bill No. 285, Ordinance No. 279, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 54, (Department of Public Health—Central Office), by adding Item 3.1, 1-B420 Phonographic Reporter (as needed), at \$12.50 per day plus transcriptions.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 54, is hereby amended as follows:

**Section 54. DEPARTMENT OF PUBLIC HEALTH—  
CENTRAL OFFICE**

Item No.	Employees No. of	No. Class	Departmental Title	Maximum Monthly Rate
ADMINISTRATION				
1	1	B412	Senior Clerk-Stenographer .....	\$ 170
2	2	B408	General Clerk-Stenographer .....	125
3	1	B412	Senior Clerk-Stenographer .....	215
3.1	1	B420	Phonographic Reporter (as needed), at \$12.50 per day plus transcriptions .....	
4	1	B454	Telephone Operator .....	150
5	1	B454	Telephone Operator .....	135
6	1	B512	General Clerk-Typist .....	160
7	1	C52	Elevator Operator .....	155
7.1	1	B210	Office Assistant .....	79.50
8	1	B408	General Clerk-Stenographer (part time) .....	79.50
9	1	L14	Assistant Director of Public Health .....	375
10	1	L18	Director of Public Health .....	833.33
10.1	1	O1	Chauffeur .....	190

## ACCOUNTING

11	1	B6	Senior Bookkeeper .....	190
12	1	B4	Bookkeeper .....	175
13	5	B4	Bookkeeper .....	150
14	1	B14	Senior Accountant .....	275
15	2	B222	General Clerk .....	190
16	1	B408	General Clerk-Stenographer .....	170

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Ratto—2.

The following recommendations of the Public Utilities Committee were taken up:

**Granting to Market Street Railway Company a Permit to Maintain and Operate Automobile Buses Over and Along Streets of the City and County of San Francisco in Conformity with the Provisions of Section 132 of the Charter of the City and County of San Francisco Setting Forth the Conditions Upon Which Said Permit Shall Be Granted.**

(Series of 1939)

Bill No. 286, Ordinance No. 280, as follows:

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The right is hereby granted to the Market Street Railway Company, its successors and assigns, to maintain and operate for the unexpired term of the operating permit granted to Market Street Railway Company, dated February 9th, 1931, automobile buses over and along the following described routes:

From Genessee Street and Monterey Boulevard over Monterey Boulevard to Diamond Street, thence along Diamond Street to Chenery Street, thence along Chenery Street to Thirtieth Street, thence, along Thirtieth Street to San Jose Avenue, thence along San Jose Avenue to Guerrero Street, thence along Guerrero Street to Fourteenth Street, thence along Fourteenth Street to Mission Street, thence along Mission Street to the Embarcadero, thence along the Embarcadero to the Ferry Building, returning via same route, and known as No. 10 line.

From Wilde Avenue and Third Street, over San Bruno Avenue to Bay Shore Boulevard, thence along Bay Shore Boulevard to Army Street, thence along Army Street to Bryant Street, thence along Bryant Street to Sixth Street, thence along Sixth Street to Mission Street, thence along Mission Street to Mint Street, thence along Mint Street to Jessie Street, thence along Jessie Street to Fifth Street, thence along Fifth Street to Mission Street, returning by the same route and known as the No. 25 line.

From Twenty-sixth Street and Mission Street, over and along Twenty-sixth Street to Bryant Street, thence along Bryant Street to Fourth Street, thence along Fourth Street to Townsend Street, thence along Townsend Street to Third Street, thence along Third Street to Bryant Street, thence along Bryant Street to Second Street, thence along Second Street to Market Street, thence along Market Street to First Street, thence along First Street to Mission Street, thence along Mission Street to Second Street, returning by the same route and known as the No. 27 line, provided, however, that if after the operation for a period of thirty (30) days of said

automobile buses on that portion of the foregoing route commencing at Fourth and Bryant Streets, thence along Fourth Street to Townsend Street, thence along Townsend Street to Third Street, thence along Third Street to Third and Bryant Streets, objection shall be raised to said operation by the Board of Supervisors of the City and County of San Francisco, then those streets designated in the last mentioned description shall be eliminated from said route and in lieu thereof the buses shall be routed from Fourth and Bryant Streets to Third and Bryant Streets; provided further, that if after the operation, for a period of thirty days, of said automobile buses from Second Street into Market Street, along Market Street to and into First Street, objection shall be raised to said operation by the Board of Supervisors of the City and County of San Francisco, then said buses shall be routed along such route as the Board of Supervisors shall designate.

Buses may be looped at Twenty-sixth and Mission Streets as follows:

From Twenty-sixth Street and Mission Street, thence along Mission Street to Twenty-fifth Street, thence along Twenty-fifth Street to Capp Street, thence along Capp Street to Twenty-sixth Street.

The buses only will traverse the above described route. The street cars will traverse the route as follows: From Twenty-sixth Street and Mission Street, thence along Twenty-sixth Street to Bryant Street, thence along Bryant Street to Second Street, thence along Second Street to Market Street.

From Twenty-fourth Street and Rhode Island Street, thence along Twenty-fourth Street to Guerrero Street, and known as No. 35 line. At either ends of the said line loops may be made as follows: From Twenty-fourth Street and Rhode Island Street, thence along Rhode Island Street to Twenty-fifth Street, thence along Twenty-fifth Street to Kansas Street, thence along Kansas Street to Twenty-fourth Street; from Twenty-fourth Street and Guerrero Street, thence along Guerrero Street to Elizabeth Street, thence along Elizabeth Street to San Jose Avenue, thence along San Jose Avenue to Twenty-fourth Street.

From San Bruno Avenue and Army Street, thence along Army Street to Precita Avenue, thence along Precita Avenue to Folsom Street, thence along Folsom Street to Steuart Street, thence along Steuart Street to Howard Street, thence along Howard Street to the Embarcadero, thence along the Embarcadero to the Ferry Building, returning via same route, and known as No. 36 line.

in conjunction with the street railways already operated over and along said routes. The said operation of said automobile buses and the rights hereby granted shall be deemed to be an extension of the street railways operated under and by virtue of the franchises heretofore granted permitting said street railway operation over the streets described and the routes hereinabove set forth and referred to, and shall be subject to the terms and conditions of said operating permit, dated February 9th, 1931.

The headway under which said automobile buses are to be operated shall not be more than fifteen (15) minutes between the hours of 7:00 A. M. and 9:00 P. M. o'clock daily.

Section 2. The permission or any of the privileges hereby granted shall not in any proceedings instituted by the City and County of San Francisco to acquire the street railway system of Market Street Railway Company be deemed an asset or thing of value in arriving at the valuation of the properties of said Company.

Section 3. Market Street Railway Company is hereby authorized to operate its street cars over and along the routes hereinabove set forth and referred to during what is known as the morning and afternoon

rush periods. Market Street Railway Company may operate its buses and street cars as traffic may require over and along the routes as hereinabove set forth and referred to, and said operation shall be without prejudice to any of the other rights now owned or held by Market Street Railway Company under its said operating permit, dated February 9th, 1931.

Section 4. Said permit to operate buses, as herein set forth, shall not be assigned or transferred without consent of the Board of Supervisors.

Section 5. Should at any time the Market Street Railway Company cease to operate said street cars over and along said routes, the Company shall, within a reasonable time, remove the rails from said streets and repave that portion of the streets occupied by said rails.

Section 6. The rights and privileges granted by this ordinance are granted to the said grantee, its successors and assigns, upon the terms and conditions set forth in the several franchises heretofore granted to the grantee and to its predecessors in interest and continued in said operating permit dated February 9th, 1931, and subject to such rules and regulations as the Board of Supervisors may hereafter adopt.

Section 7. The grantee shall pay to the City all franchise taxes to become due from revenue of every kind and nature derived from said buses to the same extent as if said revenue were derived from street railway cars operating over the respective routes hereinbefore referred to; said revenue to be reported and paid in accordance with the provisions of Ordinance No. 15.0919, and all of the said provisions of said ordinance shall apply to the revenue of said buses.

Section 8. If at any time the Board of Supervisors shall determine that the interval between buses operated on any of the routes mentioned is too long for the proper service of the public, it may amend this ordinance so as to provide a proper service.

Section 9. All buses operated pursuant to the provisions of this ordinance shall be operated in accordance with the laws of the State of California and the ordinances of the City and County of San Francisco, and shall be provided with such safety devices for the benefit of the public as may be provided by the laws of the State of California or the ordinances of the City and County of San Francisco.

Section 10. Transfers shall be issued to and from the several bus lines of the grantee in accordance with its rules and regulations and to the same effect and in the same manner as transfers are now issued to and from the street railway cars operating over the respective routes hereinbefore set forth.

Section 11. Said buses shall not receive or discharge passengers at places other than street intersections, unless the Police Department shall designate other places for the receipt or discharge of said passengers.

Section 12. The grantee shall permit and allow all policemen and firemen of the City and County of San Francisco, and all mail carriers in the employ of the United States Government, while in the discharge of their official duties, and while going or coming from their respective stations, to ride on said buses without the payment of any fare or charge.

Section 13. The permission to operate said automobile buses, as in this ordinance set forth, will more adequately serve the transportation needs of the public and will be in aid of the public service and convenience.

Section 14. The grantee shall, before this ordinance shall become effective, file with the Board of Supervisors an acceptance of all of the terms and conditions thereof.

Section 15. This ordinance shall be enacted and passed in accord-

ance with the charter provisions governing the passage of ordinances and, if so passed and enacted, shall be deemed to be the manner in which the rights herein granted and the powers herein exercised should be granted and exercised.

Section 16. All and singular the conditions contained in this ordinance shall be conditions precedent to the right of the grantee to exercise the privileges herein granted, and upon the failure of the grantee to observe said conditions, the City may revoke said privileges.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Ratto—2.

## NEW BUSINESS

### Adopted

The following recommendations of Finance Committee were taken up:

#### Refunds of Erroneous Payments of Taxes

(Series of 1939)

Resolution No. 522, as follows:

Resolved, That the following amount be and is hereby authorized to be paid to the following, being refund of an erroneous payment, as follows:

FROM GENERAL FUND—APPROPRIATION 60.969.00.

Western Service Corporation, overpayment of delinquent taxes for fiscal year 1937-1938 .....\$222.58

FROM DUPLICATE TAX FUND—APPROPRIATION 905.

P. Sanfilippo, per Vol. 16, Bill 2946, Block 2184, both installments, Fiscal Year 1938, \$10.10; Vol. 16, Bill 2947, Lot 28, Block 2184, both installments, Fiscal Year 1938, \$10.10; per Vol. 16, Bill 2948, Lot 29/30, Block 2184, 2d installment, Fiscal Year 1938, \$10.10.....\$20.30

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Ratto—2.

#### Approval of Supplemental Recommendations, Public Welfare Department

(Series of 1939)

Resolution No. 523, as follows:

Resolved, That the recommendations of the Public Welfare Department containing the additional names and amounts to be paid as Old Age Security Aid, Blind Pensions and Half Orphan Aid, for the month of September, 1939, and also denials, are hereby approved, and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Ratto—2.

**Land Purchase—19th Avenue Widening  
(Series of 1939)**

Resolution No. 524, as follows:

Land purchase—19th Avenue widening.

Resolved, In accordance with the recommendation of the Department of Public Works, that the City and County of San Francisco purchase from the following named parties, or the legal owners, certain land situated in San Francisco, California, required for the widening of 19th Avenue, State Highway Route No. 56, and that the sum set forth below be paid for said property from Appropriation No. 051.908.58, Project No. 5-A:

LOUIS H. SCHWOOB, et ux.....\$3,325.00

The westerly 30 feet of Lot 24, Assessor's Block 2116.

The above amount includes damages in full to the improvements now located on the property, said improvements to be relocated by the Grantors.

Reference is hereby made to the written offer on file in the office of the Director of Property from the above named parties for a particular description of said parcel of land.

The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Ratto—2.

**Confirming Sale of Land in Block 4008 to R. A. Ford  
(Series of 1939)**

Resolution No. 525, as follows:

Confirming sale of land in Block 4008 to R. A. Ford.

Whereas, Pursuant to Ordinance No. 122, Bill No. 124, Series of 1939, the Director of Property advertised in the official newspaper that bids or offers would be received by him on August 22, 1939 for the sale of the southerly 25 feet of Lot 2, Assessor's Block 4008, situated in the City and County of San Francisco, State of California, and more particularly described as follows:

Commencing at a point on the easterly line of Rhode Island Street, distant thereon 150 feet northerly from the northerly line of 18th Street; running thence northerly along the easterly line of Rhode Island Street 25 feet; thence at a right angle easterly 200 feet to a point on the westerly line of De Haro Street; thence at a right angle southerly along last named line 25 feet; thence at a right angle westerly 200 feet to the easterly line of Rhode Island Street and the point of commencement.

Whereas, In response to said advertisement, R. A. Ford offered to purchase said land for the sum of \$1,000.00 cash, no higher bids having been made or received; and

Whereas, Said sum of \$1,000.00 is more than 90% of the preliminary appraisal of said property as made by the Director of Property, the amount of said appraisal being \$1,000.00; and



Whereas, R. A. Ford has paid the Director of Property the sum of \$100.00 as a deposit in connection with this transaction; and

Whereas, The Board of Education has recommended the sale of said land. Now therefore, be it

Resolved, That said offer be and is hereby accepted. Be it further

Resolved, That the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, be and are hereby authorized and directed to execute a deed for the conveyance of said land to R. A. Ford or his assignee. The buyer shall pay the balance of the purchase price within thirty days after approval of this resolution. The Director of Property shall deliver the deed to the Grantee upon receipt of the balance of the purchase price.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Ratto—2.

**Authorizing Lease of Building at 38-40 First Street from Nathan Rothman for WPA Headquarters Area No. 7**

(Series of 1939)

Resolution No. 526, as follows:

Resolved, That the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, as Lessee, be and are hereby authorized and directed to enter into a written lease with Nathan Rothman, as Lessor, of that certain five-story and basement building located at 38-40 First Street, San Francisco, California, for a period of ten months beginning September 1, 1939, at a rental of \$400.00 per month, payable from such funds as may be made available for the purpose. The lease may be cancelled by either party upon thirty days' written notice. The City shall have the right to renew the lease for an additional period of one year beginning July 1, 1940, at the same monthly rental.

The building shall be used for WPA Headquarters Area No. 7.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Ratto—2.

#### Passage for Second Reading

The following recommendations of the Finance Committee were taken up:

**Authorizing a Supplemental Appropriation of \$1,017 Out of the Surplus Existing in the Land Purchase Reserve, San Francisco Water Department, for the Purchase of Lot 1, Assessor's Block Number 4658, Required for the San Francisco Water Department.**

(Series of 1939)

Bill No. 314, Ordinance No. ...., as follows:

Authorizing a supplemental appropriation of \$1,017 out of the surplus existing in the Land Purchase Reserve, San Francisco Water Department, for the purchase of Lot 1, Assessor's Block Number 4658, required for the San Francisco Water Department.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,017 is hereby appropriated and set aside out of the surplus existing in the Land Purchase Reserve, San Francisco Water Department, for the purchase of Lot 1, Assessor's Block Number 4658, required for the San Francisco Water Department.

Recommended by the Manager of Utilities.

Approved as to form by the City Attorney.

Approved by the Public Utilities Commission.

Approved by the Mayor.

Approved as to funds available by the Controller.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Roncoviari, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Ratto—2.

**Creating Position of Secretary, Public Welfare Department, at \$200 per Month Salary, and Appropriating \$1900 from Surplus in Permanent Salary Fund of that Department, to Provide Compensation Therefor.**

(Series of 1939)

Bill No. 315, Ordinance No....., as follows:

Reappropriating \$1,900 out of surplus existing in Appropriation No. 956.101.00 to the credit of Appropriation No. 956.101.00 creating the position of one Secretary at \$200 per month in the office of the Public Welfare Department, and providing the compensation therefor, for the period September 16, 1939, to June 30, 1940.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,900 is hereby reapportioned out of surplus existing in Appropriation No. 956.101.00 to the credit of Appropriation No. 956.101.00 to provide funds for the compensation of one Secretary at \$200 per month in the office of the Public Welfare Department for the period September 16, 1939, to June 30, 1940.

Section 2. The position of one Secretary at \$200 per month in the office of the Public Welfare Department is hereby created.

Recommended by the Director of Public Welfare.

Approved by the Public Welfare Commission.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Approved by the Civil Service Commission.

After explanation by the Chairman of the Finance Committee, the City Attorney, and representatives of the Civil Service Commission, the roll was called and the foregoing bill was *passed for second reading* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Roncoviari, Schmidt, Shannon—8.

No: Supervisor Uhl—1.

Absent: Supervisors Brown, Ratto—2.

An ordinance amending Bill 192, Ordinance 186, Section 66, (Public Welfare Department) by adding Item 11.1, 1-B419½ Secretary, Public Welfare Commission at \$200, and changing the Class numbers under Items 26 and 28 from T156 to T165.

(Series of 1939)

Bill No. 316, Ordinance No. \_\_\_\_\_, as follows:

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 66, is hereby amended as follows:

Section 66. **PUBLIC WELFARE DEPARTMENT**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	2	B4	Bookkeeper .....	\$ 175
2	1	B14	Senior Accountant .....	275
3	1	B210	Office Assistant .....	85
4	7	B222	General Clerk .....	150
5	1	B228	Senior Clerk .....	200
6	1	B239	Statistician .....	180
7	48	B408	General Clerk-Stenographer .....	150
8	1	B408	General Clerk-Stenographer .....	160
9	1	B408	General Clerk-Stenographer .....	175
10	1	B408	General Clerk-Stenographer .....	185
11	2	B412	Senior Clerk-Stenographer .....	175
11.1	1	B419½	<b>Secretary, Public Welfare Commission</b> .....	200
12	2	B454	Telephone Operator .....	150
13	1	B510	Braille Typist .....	150
14	23	B512	General Clerk-Typist .....	150
15	1	L360	Physician .....	150
16	66	T152	Junior Social Service Investigator.....	150
17	1	T152	Junior Social Service Investigator.....	155
18	6	T152	Junior Social Service Investigator.....	165
19	30	T156	Social Service Investigator .....	150
20	7	T156	Social Service Investigator .....	180
21	1	T158	Supervisor of Inquiries .....	180
22	3	T160	Senior Social Service Investigator .....	200
23	1	T160	Senior Social Service Investigator .....	215
24	3	T161	Case Supervisor .....	225
25	1	T161	Case Supervisor .....	200
26	1	T156	<b>Social Service Director</b> .....	300
27	1	T163	Director of Public Welfare .....	500
28	1	T156	<b>Social Service Director</b> .....	250

Seasonal, Clerical and other Temporary Services (as needed) at rates not in excess of Salary Standardization Schedules.

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Roncovieri, Schmidt, Shannon—8.

No: Supervisor Uhl—1.

Absent: Supervisors Brown, Ratto—2.

Reappropriating \$60 from Funds of Department of Public Works, to Provide Increase in Salary, \$5 per Month, Pursuant to Court Order.

(Series of 1939)

Bill No. 317, Ordinance No....., as follows:

Reappropriating the sum of \$60 from App. 938.103.00—Wages, Bureau of Building Repair—to the credit of App. 938.101.02—Salaries—Maintenance Bureau of Building Repair—to provide an increase of \$5.00 per month for an elevator operator, in accordance with Superior Court Order No. 281,265 ordered by the Honorable Franklin A. Griffin, Judge of Superior Court, Department 5. This increase in elevator operator's salary is for the fiscal year 1939-1940.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$60.00 is hereby appropriated and set aside from App. 938.103.00—Wages, Bureau of Building Repair—to the credit of App. 938.101.02—Salaries—Maintenance Bureau of Building Repair—to provide an increase of \$5.00 per month for an elevator operator, in accordance with Superior Court Order No. 281,265, ordered by the Honorable Franklin A. Griffin, Judge of Superior Court, Department 5. This increase in elevator operator's salary is for the fiscal year 1939-1940.

Recommended by Director, Department of Public Works.

Approved by Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

*Passed for second reading* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Ratto—2.

An Ordinance Amending Bill 196, Ordinance 186, Section 42 (Department of Public Works—Bureau of Building Repair) by Decreasing the Number of Employments Under Item 10 from 12 to 11 C52 Elevator Operator at \$155 and by Adding Item 10.1, 1 C52 Elevator Operator at \$160, Effective July 1, 1939.

(Series of 1939)

Bill No. 318, Ordinance No....., as follows:

An ordinance amending Bill 196, Ordinance 186, Section 42 (Department of Public Works—Bureau of Building Repair) by decreasing the number of employments under Item 10 from 12 to 11 C52 Elevator Operator at \$155 and by adding Item 10.1. 1 C52 Elevator Operator at \$160, effective July 1, 1939.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 42 of Bill 196, Ordinance 186, is hereby amended to read as follows:

Section 42. **DEPARTMENT OF PUBLIC WORKS—  
BUREAU OF BUILDING REPAIR**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	A8	Assistant Superintendent of Maintenance and Repair of Public Buildings.....	\$ 300
2	1	A10	Superintendent of Maintenance and Repair of Public Buildings .....	375
3	1	A161	General Foreman Carpenter, D.P.W.....	250
4	1	A208	General Foreman Cement Finisher, D.P.W.	275
5	1	A358	General Foreman Painter, D.P.W.....	293.75
6	1	A408	General Foreman Plumber, D.P.W.....	300
7	1	A460	General Foreman Sheet Metal Worker, D. P. W. ....	300
8	1	A506	General Foreman Steamfitter, D.P.W.....	275
9	1	E112	General Foreman Electrician, D.P.W.....	250
10	11	C52	<b>Elevator Operator</b> .....	155
10.1	1	C52	<b>Elevator Operator</b> .....	160
11	1	C52	Elevator Operator .....	154
12	3	C52	Elevator Operator .....	145
13	1	C54	Elevator Starter .....	180
14	1	C102	Janitress .....	140
15	1	C102	Janitress (part time) .....	75
16	37	C104	Janitor .....	155
17	17	C104	Janitor .....	145
18	5	C104	Janitor .....	165
19	1	C107	Working Foreman Janitor .....	190
20	2	C108	Foreman Janitor .....	175
21	1	C108	Foreman Janitor .....	180
22	1	C110	Head Janitor .....	260
23	2	C152	Watchman .....	155
24	3	C152	Watchman .....	145
25	3	C202	Window Cleaner .....	160
26	2	C202	Window Cleaner .....	170
27	1	C204	Sub-Foreman Window Cleaner .....	185
28	5	O166	Fireman Stationary Steam Engines .....	185
29	7	O168	Engineer Stationary Steam Engines .....	220
30	1	O172	Chief Engineer Stationary Steam Engines	300
31	1	O172	Chief Engineer Stationary Steam Engines	280

Approved by the Civil Service Commission.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Ratto—2.

Reappropriating \$1,620 Out of Surplus Existing in Appropriation No. 928.101.01 to the Credit of Appropriation No. 928.101.01, Creating the Position of 1 B228 Senior Clerk at \$180 per Month in the Office of the Tax Collector, Department of Finance and Records, Providing the Compensation Therefor for the Period October 1, 1939 to June 30, 1940; and Abolishing the Position of 1 B222 General Clerk at \$160 per Month in the Same Department.

(Series of 1939)

Bill No. 319, Ordinance No....., as follows:

Reappropriating \$1,620 out of surplus existing in Appropriation No. 928.101.01 to the credit of Appropriation No. 928.101.01, creating the position of 1 B228 Senior Clerk at \$180 per month in the office of the Tax Collector, Department of Finance and Records, providing the com-

pensation therefor for the period October 1, 1939, to June 30, 1940; and abolishing the position of 1B222 General Clerk at \$160 per month in the same department.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,620 is hereby reappropriated and set aside out of surplus existing in Appropriation No. 928.101.01 to the credit of Appropriation No. 928.101.01 to provide funds for the compensation of 1 B228 Senior Clerk at \$180 per month in the office of the Tax Collector, Department of Finance and Records, for the period October 1, 1939, to June 30, 1940.

Section 2. The position of 1 B228 Senior Clerk at \$180 per month in the office of the Tax Collector, Department of Finance and Records, is hereby created; the position of 1 B222 General Clerk at \$160 per month in the same department is hereby abolished.

Recommended by the Director, Dept. of Finance and Records.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

Approved as to funds available by the Controller.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Ratto—2.

**An Ordinance Amending Bill 196, Ordinance 186, Section 31 (Department of Finance and Records—Tax Collector) by Decreasing the Number of Employments Under Item 12 from 9 to 8 B222 General Clerk at \$160 and Adding Item 13.1, 1 B228 Senior Clerk at \$180.**

(Series of 1939)

Bill No. 320, Ordinance No....., as follows:

An ordinance amending Bill 196, Ordinance 186, Section 31 (Department of Finance and Records—Tax Collector) by decreasing the number of employments under Item 12 from 9 to 8 B222 General Clerk at \$160 and adding Item 13.1, 1 B228 Senior Clerk at \$180.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 31 of Bill 196, Ordinance 186, is hereby amended to read as follows:

**Section 31. DEPARTMENT OF FINANCE AND RECORDS—  
TAX COLLECTOR**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B93	Tax Collector .....	\$ 666.66
2	1	B92	Chief Clerk .....	325
3	1	B89	Director, Bureau of Licenses .....	250
4	1	B102	Teller .....	240
5	1	B102	Teller .....	180
5.1	1	B102	Teller .....	200
6	1	B105	Assistant Cashier, Tax Collectors Office.....	240
7	1	B108	Cashier, Tax Collector's Office .....	300



Section 31. DEPT. OF FINANCE AND RECORDS—  
TAX COLLECTOR

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
8	1	B222	General Clerk .....	215
9	13	B222	General Clerk .....	200
11	3	B222	General Clerk .....	175
12	8	B222	<b>General Clerk</b> .....	160
12.1	5	B222	General Clerk .....	155
13	1	B228	Senior Clerk .....	200
13.1	1	B228	<b>Senior Clerk</b> .....	180
14	1	B234	Head Clerk .....	275
16	2	B408	General Clerk-Stenographer .....	175
17	2	B408	General Clerk-Stenographer .....	155
18	1	B412	Senior Clerk-Stenographer .....	200
19	1	G154	Senior Inspector of Licenses .....	250
20	2	G153	Adjuster, Tax Collector's Office .....	215
21	1	B91	Director Bureau of Delinquent Revenue....	400
22	1	K4	Attorney, Civil .....	275
23			Seasonal Clerical and other Temporary services as needed at rates not in excess of salary standardization schedules.	

Approved by the Civil Service Commission.

*Passed for second reading* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Ratto—2.

### Final Passage

The following recommendations of the Finance Committee were taken up:

**Authorizing An Appropriation of \$7500 Out of the Emergency Reserve Fund to the Credit of Appropriation Number 929.102.01 for the Purpose of Providing Funds Required for the Registration of Voters, an Emergency Ordinance.**

(Series of 1939)

Bill No. 321, Ordinance No. 281, as follows:

Authorizing an appropriation of \$7500 out of the Emergency Reserve Fund to the credit of Appropriation Number 929.102.01 for the purpose of providing funds required for the registration of voters, an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$7500 is hereby appropriated and set aside out of the Emergency Reserve Fund to the credit of Appropriation Number 929.102.01 for the purpose of providing funds required for the registration of voters.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists, as the office of the Registrar of Voters is without sufficient funds to employ the

necessary number of individuals to properly facilitate the registration of the voters of San Francisco and the funds herein appropriated are to provide for the uninterrupted operation of this office.

Recommended by the Registrar of Voters.

Approved by the Director of Finance and Records.

Approved by the Mayor.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved as to legality and form by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Roncoviari, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Ratto—2.

**Authorizing An Appropriation of \$11,292.22 Out of the Emergency Reserve Fund to the Credit of the Department of Public Health for the Purpose of Paying Cash Allowances to Employees of the Laguna Honda Home, San Francisco Hospital and Hassler Health Home for Laundry and Meals Not Furnished and Not Contracted for During the Month of July, 1939, an Emergency Ordinance.**

(Series of 1939)

Bill No. 322, Ordinance No. 282, as follows:

Authorizing an appropriation of \$11,292.22 out of the Emergency Reserve Fund to the credit of the Department of Public Health for the purpose of paying cash allowances to employees of the Laguna Honda Home, San Francisco Hospital and Hassler Health Home for laundry and meals not furnished and not contracted for during the month of July, 1939, an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$11,292.22 is hereby appropriated and set aside out of the Emergency Reserve Fund to the credit of the following Department of Public Health appropriations for the purpose of paying cash allowances to employees of the Laguna Honda Home, San Francisco Hospital and Hassler Health Home for laundry and meals not furnished and not contracted for during the month of July, 1939.

#### **Laguna Honda Home**

No. 951.101.00-2	Laundry Allowance .....	\$ 9.03		
No. 951.101.02-2	Laundry Allowance .....	109.37		
No. 951.102.00-2	Laundry Allowance .....	27.67	\$ 146.07	
No. 951.101.00-3	Meal Allowance .....	\$ 826.89		
No. 951.101.02-3	Meal Allowance .....	848.25		
No. 951.102.00-3	Meal Allowance .....	142.16	1,817.30	1,963.37

#### **San Francisco Hospital**

No. 952.101.00-2	Laundry Allowance .....	\$ .72		
No. 952.101.01-2	Laundry Allowance .....	15.52		
No. 953.101.00-2	Laundry Allowance .....	(88.96)	Debit	
No. 953.101.02-2	Laundry Allowance .....	86.59		
No. 953.101.03-2	Laundry Allowance .....	495.01		
No. 953.101.04-2	Laundry Allowance .....	16.07		
No. 953.101.05-2	Laundry Allowance .....	(37.25)	Debit	
No. 953.101.06-2	Laundry Allowance .....	( 3.75)	Debit	
No. 953.102.00-2	Laundry Allowance .....	1.76		
No. 953.102.50-2	Laundry Allowance .....	.96	486.67	

No. 952.101.00-3	Meal Allowance .....	174.73		
No. 952.101.01-3	Meal Allowance .....	62.44		
No. 953.101.00-3	Meal Allowance .....	369.58		
No. 953.101.01-3	Meal Allowance .....	.62		
No. 953.101.02-3	Meal Allowance .....	4,375.47		
No. 953.101.03-3	Meal Allowance .....	3,093.58		
No. 953.101.04-3	Meal Allowance .....	220.29		
No. 953.102.00-3	Meal Allowance .....	245.84		
No. 953.102.50-3	Meal Allowance .....	3.35	8,545.90	9,032.57

**Hassler Health Home**

No. 955.101.00-2	Laundry Allowance .....	12.20		
No. 955.101.01-2	Laundry Allowance .....	19.58		
No. 955.102.00-2	Laundry Allowance .....	2.18	33.96	
No. 955.101.00-3	Meal Allowance .....	144.86		
No. 955.101.01-3	Meal Allowance .....	95.11		
No. 955.102.00-3	Meal Allowance .....	22.35	262.32	296.23
				\$11,292.22

Section 2. The Board of Supervisors by the vote by which this ordinance is passed does declare that an actual emergency exists as it is necessary to provide funds for the uninterrupted operation of the departments herein enumerated, as the funds heretofore appropriated for these departments have proven to be insufficient. During the hearings before the Board of Supervisors, of the 1939-40 budget estimates, it was impossible to calculate what the cost of laundry and meal allowance would be. It was then concluded that the money would be made available as herein provided as the obligations were incurred.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved as to Form by City Attorney.

Approved by the Mayor.

Approved as to funds available by the Controller.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Ratto—2.

**Adopted**

The following recommendation of the Streets Committee was taken up:

**Creating Underground District—Filbert Street Between Powell  
and Stockton Streets  
(Series of 1939)**

Bill No. 323, Ordinance No....., as follows:

Creating underground district—Filbert Street between Powell Street and Stockton Street, to be designated as Underground District No. 99.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. An additional district in which it shall be unlawful to maintain poles and overhead wires, except trolley poles and wires, six

months after the passage of this Ordinance, is hereby designated, to-wit:

Underground District No. 99—Filbert Street between Powell Street and Stockton Street.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Ratto—2.

### Consideration Postponed

The following recommendation of Joint Streets and Finance Committee was taken up:

### President to Appoint a Traffic and Transportation Study Committee (Series of 1939)

Resolution No. ...., as follows:

Resolved, That the President of this Board be and is hereby authorized and requested to appoint a Traffic and Transportation Study Committee consisting of three members of this Board, representing the City and County of San Francisco, whose duty it shall be to confer, consult and co-operate with other authorities, civic organizations or interested groups and to outline a plan or course of action that will lead to an early solution of the traffic problems which exist between San Francisco and San Mateo County.

*On motion by Supervisor Colman, consideration of the foregoing Resolution was postponed until Monday, September 11, 1939, at 3 P. M.*

### Re-referred to Committee

The following recommendation of Judiciary Committee was taken up:

#### Charter Amendment No. ....

#### Qualifications and Tests for Places in the Classified Service— Veterans Preference

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco, State of California, to amend the Charter of the City and County of San Francisco, by amending Section 145 thereof relating to qualifications and tests under the classified service of the City and County of San Francisco.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County at the general election to be held the 7th day of November, 1939, in the City and County of San Francisco, a proposal to amend as herein set forth the Charter by amending Section 145 thereof, relating to qualifications and tests under the classified service of the City and County of San Francisco.

Section 145. All applicants for places in the classified service shall submit to tests, which shall be competitive and without charge to the applicants. The commission shall control all examinations and may employ suitable persons in or out of the public service to act as examiners. The tests may be written, oral, mechanical or physical, or any combination of them, practical in character and related to matters fairly to test the relative capacity of the applicants to perform service for the City and County. The commission may, for each examination, establish a passing mark or may determine the total number of persons who shall constitute the list of eligibles. The commission shall

prepare from the returns of the examiners the list of eligibles, arranged in order of relative excellence. No question submitted to applicants shall refer to political or religious opinions or fraternal affiliations.

Applicants for entrance positions in the uniformed forces of the fire and the police departments shall be not less than twenty-one years of age, nor more than thirty-five years of age at the time of appointment and shall have the physical qualifications required for enlistment in the United States Army, Navy and Marine Corps.

Applicants for positions in the mechanical trades and occupations may, in the discretion of the commission, be rated solely on experience and physical qualifications which may be demonstrated by such evidence and in such manner as the commission may direct, and such applicants may be permitted to such further tests as the commission may require. Examinations of laborers shall relate only to physical qualifications and experience, and laborers establishing their fitness shall rank upon the register in order of priority of application.

The commission may remove all names from the list of eligibles after they have remained thereon for more than two years and all names thereon shall be removed at the expiration of four years. The commission may, however, provide in the scope-circular of any examination that the list of eligibles secured thereby shall automatically expire at a date not less than two or more than four years after the adoption of such list.

Veterans with thirty days or more actual service, and widows of such veterans, who become eligible for appointment by attaining the passing mark in any entrance examination, shall be allowed an additional credit of 5 per cent in making up the list of eligibles secured by such examination. The term "veteran" as used in this section shall be taken to mean any person who has been mustered into, or served in, the Army, or enlisted in, or served in, the Navy or Marine Corps, of the United States, in time of war and received an honorable discharge or certificate of honorable active service. In the case of promotive examinations, when the passing mark has been attained, a credit of 3 per cent shall be allowed to veterans or to widows of such veterans. The credits hereinbefore referred to shall be allowed each veteran in every examination in which such veteran participates and attains a passing mark. The civil service commission may, for services or employment specified by the commission, allow general or individual preference, but not less than 10 per cent, for entrance appointment of veterans who have suffered permanent disability in line of duty, provided that such disability would not prevent the proper performance of the duties required under such service, or employment, and provided that such disability is of record in the United States Veterans Bureau.

*At the request of Supervisor McSheehy, the foregoing proposed Charter Amendment was re-referred to the Judiciary Committee.*

## ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.

### Life Guards for Swimming Beach at Aquatic Park (Series of 1939)

Supervisor McSheehy presented Resolution No. \_\_\_\_\_, as follows:

Whereas, Aquatic Park is a recreation center maintained by the City and County of San Francisco for the health and pleasure of its citizens and particularly for aquatic sports, and

Whereas, The swimming beach maintained there is largely frequented during all hours of the day by women and children of all ages, and

Whereas, This beach is extensive in length and the swimming area is

devoid of markers, life ropes or other safeguards against accidents and possible loss of life, and

Whereas, There is at present but one life-guard on duty part time at said beach and there have been several occasions when tragedy was narrowly averted; therefore, be it

Resolved, That this Board of Supervisors suggests that the Board of Park Commissioners provide two full-time life-guards during the swimming season and a life boat and proper safeguards for the public.

*Referred to Education, Parks and Recreation Committee.*

### **Removal of Car Tracks on Post Street Between Montgomery and Leavenworth Streets**

(Series of 1939)

Supervisor McSheehy presented Resolution No....., as follows:

Whereas, By a resolution of the Board of Supervisors adopted June 2, 1936, the Market Street Railway Company was permitted to abandon operation of its street cars on Post Street from Montgomery to Leavenworth Street upon its agreement to remove the railway tracks and poles at its own expense from said street, and

Whereas, The Market Street Railway Company has failed to carry out the removal of said tracks and trolley wire poles from this thoroughfare although it has long since abandoned street car service thereon, and

Whereas, The said railway tracks constitute an obstruction to general traffic and the trolley poles and wires an obstruction and danger, therefore be it

Resolved, That this Board of Supervisors hereby directs that the City and County of San Francisco require the Market Street Railway to forthwith remove all said railway tracks, trolley poles and trolley wires at its own expense from said street and that the City and County of San Francisco shall immediately thereafter properly repave and repair that portion of the said street as required.

*Referred to Streets Committee.*

### **Authorizing the Acceptance and Recording of a Deed to the City and County of San Francisco of Certain Real Property for the Purpose of Creating a New Public Street to Be Known As Linda Street.**

(Series of 1939)

Supervisor Mead presented for Supervisor Ratto Resolution No....., as follows:

Authorizing the acceptance and recording of a deed to the City and County of San Francisco of certain real property for the purpose of creating a new public street to be known as Linda Street.

Resolved, That the Board of Supervisors does hereby accept a deed from Mary Zwysig, Otto Liebold and Annie Liebold, Chace J. Lippi and Rose Lippi, George M. Eastman, John McNaboe and Elma McNaboe, Wilhelmine Boock, Carl Z. Lindahl, Irene Bertolozzi, Julie Bertolozzi, Amy Sabietski and Attilio Siubbini, for that certain lot, parcel or tract of real property situate lying and being in the City and County of San Francisco, State of California, described as follows, to-wit:

Beginning at a point on the southerly line of Eighteenth Street, distant thereon 184 feet and  $3\frac{1}{4}$  inches easterly from the easterly line of Guerrero Street; and running thence easterly along said line of Eighteenth Street 32 feet; thence South  $4^{\circ} 20'$  East 126 feet and 5 inches; thence South  $39^{\circ} 52'$  West 25 feet and  $7\frac{1}{4}$  inches; thence South  $4^{\circ} 20'$  East 115 feet and  $3\frac{3}{8}$  inches; thence South



85° 30' West 31 feet; thence North 4° 20' West 133 feet and  $7\frac{5}{8}$  inches; thence North 71° 18' East 6 feet and  $11\frac{1}{8}$  inches; thence North 38° 44' 30" East 15 feet and 4 inches to a point perpendicularly distant southerly 113 feet and 6 inches from the southerly line of Eighteenth Street, measured on a line drawn from the point of beginning at a right angle to said line of Eighteenth Street; thence North 4° 30' West 113 feet and 6 inches to the point of beginning.

Being part of Mission Block No. 71.

*Referred to Streets Committee.*

### Regulating Use of Glass Veneer On Buildings

Supervisor Mead presented Bill providing for the use of glass veneer on exteriors of buildings, and providing for the installation thereof, said glass veneer to be of structural glass.

*Referred to Public Buildings, Lands and City Planning Committee.*

### License Fee for Shooting Galleries

Supervisor Uhl presented proposed amendment to Section 139, Part III of Municipal Code, to reduce amount of license fee for non-profit shooting galleries to \$5.00 per quarter.

*Referred to Finance Committee.*

### Dismissal of Temporary Firemen

Supervisor McGowan called attention to the case of several men who had been appointed as temporary firemen, with the understanding that such appointments were to be for the duration of the Exposition, but who had been dismissed after some three or four months' service. In discussing the matter, Supervisor McGowan, and Mr. J. W. Erlich, Attorney, representing the men, stated that several of the men had given up permanent employments elsewhere, feeling that the appointments offered in the Fire Department service would be for the period of at least ten months with the possibility of developing ultimately in permanent employments; that relying on what they understood to be the case, they had bought uniforms and equipment required by members of the Department.

Chief Brennan and Captain Schubert of the Fire Department explained the situation, stating that the dismissed firemen knew, when they accepted the appointments, that the employments were temporary, and might be terminated at any time; they had also been informed that because of the temporary nature of their employment they would not be required to purchase uniforms.

After full discussion of the matter, Supervisor McSheehy, seconded by Supervisor McGowan, moved that a committee be appointed, consisting of His Honor, the Mayor, the City Attorney, Chief Engineer Brennan, Mr. Henderson of the Civil Service Commission, and Supervisor McGowan, to attempt to find ways and means of placing the firemen in question on a hold-over list, so that they may have the opportunity of securing permanent employment in the future.

Supervisor Colman objected to the motion, stating that no injustice had been done these men; they knew their employments were but temporary in nature; that if there had been a misunderstanding, the Board of Supervisors had no part in it; and that the entire matter was outside the jurisdiction of the Board.

### Motion Adopted

Thereupon, the roll was called and the foregoing motion was *carried* by the following vote:

Ayes: Supervisors McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Uhl—7.

No: Supervisor Colman—1.

Absent: Supervisors Brown, Ratto, Shannon—3.

### Prevention of Collisions on Bay Bridge

Supervisor Uhl read an article from the San Francisco News of September 2, re accident of the Oakland Bay Bridge, caused by machine swerving over the center line of the bridge, and again called attention to the lack of a barrier to prevent an automobile from crossing over the center line. He requested a communication be sent to the State Department of Public Works, again calling attention to the need of such barrier. At the suggestion of the Chair, Supervisors Uhl and McSheehy were authorized to draft appropriate letter to be sent to the State Director of Public Works, urging that some action, as previously suggested by the Board, be taken to prevent such accidents.

### Request for Appointment of Police Sergeants

Communication was presented by Supervisor McGowan, calling attention to the non-filling of vacancies in the rank of Sergeant, Police Department, and urging the filling of those vacancies from the current Civil Service Eligible list.

*Referred to Fire, Safety and Police Committee.*

### ADJOURNMENT

There being no further business, the Board, at the hour of 5:25 P. M., adjourned.

DAVID A. BARRY, Clerk.

*Approved by the Board of Supervisors September 11, 1939.*

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,  
City and County of San Francisco.

Vol. 34

No. 39

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Monday, September 11, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco



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# JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

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**MONDAY, SEPTEMBER 11, 1939—2 P. M.**

In Board of Supervisors, San Francisco, Monday, September 11, 1939, 2 P. M.

The Board of Supervisors met in regular session.

## **CALLING THE ROLL**

The roll was called and the following Supervisors were noted present:

Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovleri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

Quorum present.

President Warren Shannon presiding.

Supervisors Brown and Mead were noted present at 2:15 P. M.

Supervisor Mead excused at 5:40 P. M.

## **APPROVAL OF JOURNAL**

The Journal of Proceedings of the meeting of September 5, 1939, was considered read and approved.

## **SPECIAL ORDER—2:30 P. M.**

**Hearing of Appeal, Rezoning of Gore Corner Richardson Avenue  
and Broderick Street**

Appeal from decision of the City Planning Commission denying application to rezone from Second Residential District to Commercial District property located at the intersection of the northeasterly line of Richardson Avenue and the westerly line of Broderick Street.

*September 5, 1939—Consideration continued to September 11, 1939, at 2 P. M.*

## **Privilege of the Floor**

Mr. Harry K. Wolff, Attorney, representing the appellant, discussed the proposed rezoning and urged that the City Planning Commission's decision be disapproved.

Mr. Mark Jorgenson explained the Commission's reasons for its ruling.

## **Statement by Supervisor Uhl**

Supervisor Uhl, in discussing the matter, stated he felt it to be a safety factor to have such corners as the one in question opened up, and that such corners should be rezoned to permit use as gasoline supply stations. He would, therefore, vote to overrule the City Planning Commission.

## **Adopted**

Thereupon, the roll was called and the following Resolution, pre-

sented by the Public Buildings, Lands and City Planning Committee, was adopted by the following vote:

**Rezoning intersection of the northeasterly line of Richardson Avenue and the westerly line of Broderick Street.**

(Series of 1939)

Resolution No. 530, as follows:

Resolved, That the decision of the City Planning Commission by its Resolution No. 2010 dated July 20, 1939, denying application to rezone from Second Residential District to Commercial District, property located at the intersection of the northeasterly line of Richardson Avenue and the westerly line of Broderick Street, is hereby disapproved.

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

### **SPECIAL ORDER—2 P. M.**

#### **Pacific Gas and Electric Franchises**

The report of the Joint Committee on Finance and Public Utilities, on applications by the Pacific Gas and Electric Company for franchises for the distribution of gas and electric energy for other than lighting purposes, filed with the Board of Supervisors August 28, 1939, consideration of which was continued from September 5, 1939, was again taken up.

#### **Privilege of the Floor**

Mr. Russell Powell, Editor of the Pacific News, discussed the proposed franchises at length, objecting to the percentages proposed to be charged the applicant. He objected also to the possible effect of the proposed franchises on the possible acquisition of the Company's properties by the City at some future time. He objected, also, to the waiving of any claims by the City for the use of the streets by grantee prior to the taking effect of the proposed franchises, holding that, in his opinion, concurred in by prominent attorneys, the statute of limitations did not apply to such cases.

The City Attorney reported at length on the deliberations which prompted the Joint Committee's recommendation. He answered specific objections raised by Mr. Powell. His remarks were supplemented by Messrs. Dion Holm and Randall Ellis, of his staff, and by Supervisor McSheehy, member of the Joint Finance and Public Utilities Committee.

Mr. E. P. Troy, representing himself, protested the granting of the proposed franchises.

Mr. George W. Schultz and Mr. George T. Baker addressed the Board at length on the subject.

#### **Passage for Second Reading**

Thereupon, no other citizens desiring to be heard, the entire matter was taken into the hands of the Board and the following Bills were taken up:

**Franchise for the Distribution of Gas for Other than Lighting Purposes.**

(Series of 1939)

Bill No. 325, Ordinance No....., as follows:

**Ordinance Granting to Pacific Gas and Electric Company, its Successors and Assigns, a Franchise to Introduce Into, Transmit, Distribute and Supply to the City and County of San Francisco and its Inhabitants Gas for Every Use and Purpose to Which it**



May Be Put, Exclusive of Those Uses and Purposes for Which Gas May Be Now Supplied By Pacific Gas and Electric Company or Hereafter Supplied By its Successors or Assigns Under Section 19 of Article XI of the Constitution of the State of California, as Said Section Existed Prior to Its Amendment on October 10, 1911, and to That End to Lay and Use in the Streets of Said City and County All Pipes and Appurtenances Necessary or Proper Therefor, and Likewise to Use All Gas Pipes and Appurtenances Which are Now in Place or Hereafter May Be Placed in Said Streets.

Be it ordained by the People of the City and County of San Francisco:

SECTION 1. Whenever in this ordinance the words and phrases hereinafter in this section defined are used they shall have the respective meanings assigned to them in the following definitions (unless, in the given instance, the context wherein they are used shall import a different meaning):

(a) The word "grantee" shall mean Pacific Gas and Electric Company, its successors and assigns;

(b) The word "city" shall mean the City and County of San Francisco, a municipal corporation of the State of California, in its present incorporated form or in any later reorganized, consolidated, enlarged or reincorporated form, and shall include annexed territory;

(c) The word "streets" shall mean the public streets, ways, alleys and places as the same now exist or may hereafter exist within said city;

(d) The word "gas" shall mean natural gas and/or manufactured and/or artificial gas, or a mixture of natural gas and/or manufactured and/or artificial gas, including any gaseous substance usable for heat, power, illumination or fuel purposes;

(e) The phrase "pipes and appurtenances" shall mean pipes, pipelines, mains, services, traps, vents, vaults, manholes, meters, gauges, regulators, valves, conduits, appliances, attachments, appurtenances and any other property located or to be located in, upon, along, across, under or over the streets of the city, and used or useful in introducing, transmitting, distributing and supplying gas as aforesaid;

(f) The phrase "lay and use" shall mean to lay, construct, erect, install, operate, maintain, use, repair or replace;

(g) The phrase "constitutional franchise" shall mean the rights possessed by the grantee under the provisions of Section 19 of article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911.

SECTION 2. There is hereby granted to Pacific Gas and Electric Company, its successors and assigns, a franchise to introduce into, transmit, distribute and supply to the City and County of San Francisco and its inhabitants gas for every use and purpose to which it may be put, exclusive of those uses and purposes for which gas may be now supplied by Pacific Gas and Electric Company or hereafter supplied by its successors or assigns under Section 19 of Article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911, and to that end to lay and use in the streets of said city and county all pipes and appurtenances necessary or proper therefor, and likewise to use all gas pipes and appurtenances which are now in place or hereafter may be placed in said streets.

If the grantee should surrender or otherwise lose any rights under its said constitutional franchise, then the franchise hereby granted

shall to the extent of such loss include the right of the grantee to introduce into, transmit, distribute and supply to said city and county and its inhabitants gas for all uses and purposes theretofore covered by said constitutional franchise to the extent of such loss.

SECTION 3. The franchise hereby granted shall be and continue in full force until, with the consent of the Railroad Commission of the State of California, or other lawful authority having jurisdiction in the premises, it shall be voluntarily surrendered or abandoned by the grantee, or until the city by agreement shall purchase or through eminent domain shall condemn and acquire all property actually used and useful in the exercise of said franchise and situate within the territorial limits of the city, or until it shall be forfeited for non-compliance with its terms by the grantee.

SECTION 4. The grantee of said franchise shall annually pay to the city a sum which shall be equivalent to one (1%) per cent of the gross annual receipts of the grantee from the sale of gas within the limits of the city, under both said constitutional franchise and the franchise hereby granted, and whether or not said gas be transmitted or distributed by the grantee for its own account or the account of another. The computation of the amount payable annually by the grantee to the city, hereunder, on the basis of the grantee's receipts under its constitutional franchise, as well as its receipts under the franchise hereby granted, is not intended to be and shall not be deemed to be an assertion by the city or a recognition by the grantee that the city has any authority to tax the grantee's right of enjoyment of its said constitutional franchise, but such basis of computation has been adopted merely as a convenient method for measuring the amount which the grantee should annually pay for the enjoyment of the franchise hereby granted.

SECTION 5. The grantee shall, within three months after the expiration of the calendar year in which the franchise hereby granted shall become effective, and within three months after the expiration of each and every calendar year thereafter, file with the Clerk of the Board of Supervisors a duly verified statement showing in detail the total gross receipts of grantee during the preceding calendar year from the sale of gas within the limits of the city, as specified in Section 4 hereof, and within fifteen days after the time for filing such statement grantee shall pay to the city in lawful money of the United States the aforesaid percentage of its gross receipts for such calendar year, as shown by such statement, and as specified in Section 4 hereof. The grantee shall keep its accounts in such form as to enable the city, or its duly authorized representatives, to ascertain and check the amounts due the city under said franchise. In the event of any neglect, omission or refusal by the grantee to file such verified statement, or to pay said percentage, at the time and in the manner specified, or within any extension of time granted by the Board of Supervisors or other legislative body of the city, the city may sue in its own name in the manner provided by law without the necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 6. The grantee may charge for gas furnished by it within the limits of the city under the franchise hereby granted such rates only as shall be fixed in accordance with laws now in force or hereafter enacted.

SECTION 7. The grantee shall (a) construct, install and maintain all pipes and appurtenances in conformity with all the lawful ordinances, rules and regulations heretofore or hereafter adopted by the Board of Supervisors, or other legislative body of the city, in the exercise of the police powers of the city; (b) pay to the city on demand the cost of all repairs to public property made necessary by any of the operations of the grantee; (c) indemnify and hold harmless the city and

its officers and employees from any and all liability for damages proximately resulting from any operations under the franchise hereby granted; (d) remove or relocate without expense to the city any facilities installed, used and maintained under the franchise hereby granted, if and when made necessary by any lawful change of grade, alignment or width of any street, or by any work to be performed under the governmental authority of the city; and (e) should the city or any department thereof make or issue any lawful order, law or ordinance directing the grantee to extend its facilities for the purpose of supplying the service provided for in this franchise, it shall be the duty of the grantee to provide such facilities and supply such service with all due diligence after having been notified to do so by the city or any of its departments having authority so to do.

SECTION 8. If the grantee shall fail, neglect or refuse to comply with any of the provisions or conditions prescribed in the franchise hereby granted, and shall not within thirty (30) days, or such additional time as may be allowed by the Board of Supervisors or other legislative body of the city, after written demand for compliance therewith, begin the work of compliance, or after such beginning, shall not prosecute the same with due diligence to completion, the city may sue in its own name in the manner provided by law without the necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 9. The franchise hereby granted shall not in any way or to any extent impair or affect the right of the city to acquire the property of the grantee either by purchase or through the exercise of the right of eminent domain, and nothing herein contained shall be construed to contract away or to modify or to abridge the city's right to exercise the power of eminent domain. In any proceeding of any character before any court or other public authority the franchise hereby granted shall be deemed to have a value equivalent to the purchase price paid therefor by the grantee and no other or greater value.

SECTION 10. The grantee shall pay to the city the sum of two hundred thousand dollars (\$200,000) as the purchase price of the franchise hereby granted. If, at any time after the payment of said sum, it shall be adjudged that said franchise did not become effective or was or is invalid, or if the grantee shall, at any time, be prevented by the city or by judgment procured by any other person from exercising the same for any reason other than noncompliance with its terms by the grantee, or if a certificate of convenience and necessity to exercise the same be refused by the Railroad Commission of California, then said sum of two hundred thousand dollars (\$200,000) shall be forthwith repaid by the city to the grantee.

SECTION 11. Upon the acceptance of the franchise hereby granted and the payment of the aforesaid purchase price thereof, the grantee shall stand discharged from any and all claims of the city for the use of the streets by grantee prior to the taking effect of said franchise.

SECTION 12. The grantee shall accept the franchise hereby granted and pay to the city the aforesaid sum of two hundred thousand dollars (\$200,000) within thirty days after this ordinance becomes effective, and after the Board of Supervisors shall, by resolution, so declare and, in writing, request acceptance of the franchise by the grantee and payment of said sum of two hundred thousand dollars (\$200,000) to the city. If the grantee shall fail to file its acceptance with the Clerk of the Board of Supervisors and pay said two hundred thousand dollars (\$200,000) to the city, within the aforesaid time, or such additional time as may be allowed by the Board of Supervisors, the franchise hereby granted shall be ipso facto void and no longer of effect.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

## Passed for Second Reading

## Franchise for the Distribution of Electricity for Other than Light-Purposes.

(Series of 1939)

Bill No. 326, Ordinance No....., as follows:

Ordinance Granting to Pacific Gas and Electric Company, its Successors and Assigns, a Franchise to Introduce into, Transmit, Distribute and supply to the City and County of San Francisco and its Inhabitants Electricity for Every Use and Purpose to Which it May Be Put, Exclusive of Those Uses and Purposes for Which Electricity May Be Now Supplied By Pacific Gas and Electric Company or Hereafter Supplied By its Successors or Assigns Under Section 19 of Article XI of the Constitution of the State of California, as Said Section Existed Prior to its Amendment on October 10, 1911, and to That End to Construct and Use in the Streets of Said City and County All Poles, Wires, Conduits and Appurtenances Necessary or Proper Therefor, and Likewise to Use All Electric Poles, Wires, Conduits and Appurtenances Which Are Now in Place or Hereafter May Be Placed in Said Streets.

Be it ordained by the People of the City and County of San Francisco:

SECTION 1. Whenever in this ordinance the words or phrases hereinafter in this section defined are used they shall have the respective meanings assigned to them in the following definitions (unless, in the given instance, the context wherein they are used shall import a different meaning):

(a) The word "grantee" shall mean Pacific Gas and Electric Company, its successors and assigns;

(b) The word "city" shall mean the City and County of San Francisco, a municipal corporation of the State of California, in its present incorporated form or in any later reorganized, consolidated, enlarged or reincorporated form, and shall include annexed territory;

(c) The word "streets" shall mean the public streets, ways, alleys and places as the same now exist or may hereafter exist within said city;

(d) The phrase "poles, wires, conduits and appurtenances" shall mean poles, towers, supports, wires, conductors, cables, guys, stubs, platforms, crossarms, braces, transformers, insulators, conduits, ducts, vaults, manholes, meters, cutouts, switches, communication circuits, appliances, attachments, appurtenances and any other property located or to be located in, upon, along, across, under or over the streets of the city, and used or useful in introducing, transmitting, distributing and supplying electricity as aforesaid;

(e) The phrase "construct and use" shall mean to construct, erect, install, lay, operate, maintain, use, repair or replace;

(f) The phrase "constitutional franchise" shall mean the rights possessed by the grantee under the provisions of Section 19 of Article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911.

SECTION 2. There is hereby granted to Pacific Gas and Electric Company, its successors and assigns, a franchise to introduce into, transmit, distribute and supply to the City and County of San Francisco and its inhabitants electricity for every use and purpose to which it may be put, exclusive of those uses and purposes for which electricity may be now supplied by Pacific Gas and Electric Company

or hereafter supplied by its successors or assigns under Section 19 of Article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911, and to that end to construct and use in the streets of said city and county all poles, wires, conduits and appurtenances necessary or proper therefor, and likewise to use all electric poles, wires, conduits and appurtenances which are now in place or hereafter may be placed in said streets.

If the grantee should surrender or otherwise lose any rights under its said constitutional franchise, then the franchise hereby granted shall to the extent of such loss include the right of the grantee to introduce into, transmit, distribute and supply to said city and county and its inhabitants electricity for all uses and purposes theretofore covered by said constitutional franchise to the extent of such loss.

SECTION 3. The franchise hereby granted shall be and continue in full force until, with the consent of the Railroad Commission of the State of California, or other lawful authority having jurisdiction in the premises, it shall be voluntarily surrendered or abandoned by the grantee, or until the city by agreement shall purchase or through eminent domain shall condemn and acquire all property actually used and useful in the exercise of said franchise and situate within the territorial limits of the city, or until it shall be forfeited for non-compliance with its terms by the grantee.

SECTION 4. The grantee of said franchise shall annually pay to the city a sum which shall be equivalent to one-half ( $\frac{1}{2}$ ) per cent of the gross annual receipts of the grantee from the sale of electricity within the limits of the city, under both said constitutional franchise and the franchise hereby granted, and whether or not said electricity be transmitted or distributed by the grantee for its own account or the account of another. The computation of the amount payable annually by the grantee to the city, hereunder, on the basis of the grantee's receipts under its constitutional franchise, as well as its receipts under the franchise hereby granted, is not intended to be and shall not be deemed to be an assertion by the city or a recognition by the grantee that the city has any authority to tax the grantee's right of enjoyment of its said constitutional franchise, but such basis of computation has been adopted merely as a convenient method for measuring the amount which the grantee should annually pay for the enjoyment of the franchise hereby granted.

SECTION 5. The grantee shall, within three months after the expiration of the calendar year in which the franchise hereby granted shall become effective, and within three months after the expiration of each and every calendar year thereafter, file with the Clerk of the Board of Supervisors a duly verified statement showing in detail the total gross receipts of grantee during the preceding calendar year from the sale of electricity within the limits of the city, as specified in Section 4 hereof, and within fifteen days after the time for filing such statement grantee shall pay to the city in lawful money of the United States the aforesaid percentage of its gross receipts for such calendar year, as shown by such statement, and as specified in Section 4 hereof. The grantee shall keep its accounts in such form as to enable the city, or its duly authorized representatives, to ascertain and check the amounts due the city under said franchise. In the event of any neglect, omission or refusal by the grantee to file such verified statement, or to pay said percentage, at the time and in the manner specified, or within any extension of time granted by the Board of Supervisors or other legislative body of the city, the city may sue in its own name in the manner provided by law without the necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 6. The grantee may charge for electricity furnished by it within the limits of the city under the franchise hereby granted such



rates only as shall be fixed in accordance with laws now in force or hereafter enacted.

SECTION 7. The grantee shall (a) construct, install and maintain all poles, wires, conduits and appurtenances in conformity with all the lawful ordinances, rules and regulations heretofore or hereafter adopted by the Board of Supervisors, or other legislative body of the city, in the exercise of the police powers of the city; (b) pay to the city on demand the cost of all repairs to public property made necessary by any of the operations of the grantee; (c) indemnify and hold harmless the city and its officers and employees from any and all liability for damages proximately resulting from any operations under the franchise hereby granted; (d) remove or relocate without expense to the city any facilities installed, used and maintained under the franchise hereby granted, if and when made necessary by any lawful change of grade, alignment or width of any street, or by any work to be performed under the governmental authority of the city; and (e) should the city or any department thereof make or issue any lawful order, law or ordinance directing the grantee to extend its facilities for the purpose of supplying the service provided for in this franchise, it shall be the duty of the grantee to provide such facilities and supply such service with all due diligence after having been notified to do so by the city or any of its departments having authority so to do.

SECTION 8. If the grantee shall fail, neglect or refuse to comply with any of the provisions or conditions prescribed in the franchise hereby granted, and shall not within thirty (30) days, or such additional time as may be allowed by the Board of Supervisors or other legislative body of the city, after written demand for compliance therewith, begin the work of compliance, or after such beginning, shall not prosecute the same with due diligence to completion, the city may sue in its own name in the manner provided by law without the necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 9. The franchise hereby granted shall not in any way or to any extent impair or affect the right of the city to acquire the property of the grantee either by purchase or through the exercise of the right of eminent domain, and nothing herein contained shall be construed to contract away or to modify or to abridge the city's right to exercise the power of eminent domain. In any proceeding of any character before any court or other public authority the franchise hereby granted shall be deemed to have a value equivalent to the purchase price paid therefor by the grantee and no other or greater value.

SECTION 10. The grantee shall pay to the city the sum of two hundred thousand dollars (\$200,000) as the purchase price of the franchise hereby granted. If, at any time after the payment of said sum, it shall be adjudged that said franchise did not become effective or was or is invalid, or if the grantee shall, at any time, be prevented by the city or by judgment procured by any other person from exercising the same for any reason other than noncompliance with its terms by the grantee, or if a certificate of convenience and necessity to exercise the same be refused by the Railroad Commission of California, then said sum of two hundred thousand dollars (\$200,000) shall be forthwith repaid by the city to the grantee.

SECTION 11. Upon the acceptance of the franchise hereby granted and the payment of the aforesaid purchase price thereof, the grantee shall stand discharged from any and all claims of the city for the use of the streets by grantee prior to the taking effect of said franchise.

SECTION 12. The grantee shall accept the franchise hereby granted and pay to the city the aforesaid sum of two hundred thousand dollars



(\$200,000) within thirty days after this ordinance becomes effective, and after the Board of Supervisors shall, by resolution, so declare and, in writing, request acceptance of the franchise by the grantee and payment of said sum of two hundred thousand dollars (\$200,000) to the city. If the grantee shall fail to file its acceptance with the Clerk of the Board of Supervisors and pay said two hundred thousand dollars (\$200,000) to the city, within the aforesaid time, or such additional time as may be allowed by the Board of Supervisors, the franchise hereby granted shall be ipso facto void and no longer of effect.

*Passed for second reading by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

### SPECIAL ORDER—2:30 P. M.

**Supervisor Uhl's Motion to Repeal the Parking Meter Ordinance.**

Supervisor Uhl's motion to repeal the Parking Meter Ordinance was considered by the Streets Committee on Wednesday, June 28th, and is referred back to the Board with the recommendation that the Ordinance be not repealed.

*July 5, 1939—Consideration postponed to July 10, 1939, at 2:30 P. M.*

*July 10, 1939—Consideration postponed to July 17, 1939, at 2:30 P. M.*

*July 17, 1939—Consideration postponed to Aug. 7, 1939, at 2:30 P. M.*

*Aug. 7, 1939—Inadvertently omitted from Calendar and restored to clear the Record.*

*August 14, 1939—Consideration postponed to September 11, 1939, at 2:30 P. M.*

*On motion by Supervisor Uhl, consideration postponed to Sept. 11, 1939, at 2:30 P. M.*

### Consideration Postponed

*Supervisor Uhl moved that the foregoing matter remain on the Calendar until report from the City Engineer to the Chief Administrative Officer as to his findings on the experience of eastern cities where Parking Meters have been installed, and that consideration of his motion be postponed until such report is received.*

*No objection and so ordered.*

### SPECIAL ORDER—3 P. M.

**Requesting the Mayor to Negotiate with Traffic Engineers re  
Furnishing Transportation Plan for San Francisco  
(Series of 1939)**

Resolution No. \_\_\_\_\_, as follows:

Whereas, The problem of transportation and traffic is daily becoming more acute, due to the visitors to the Exposition, large numbers of Delegates attending Conventions and the extensive home building program under way throughout our City; and

Whereas, It is essential that action be taken to provide adequate modern transportation to insure the proper growth and future prosperity of our City; and

Whereas, Numerous surveys have been made at a tremendous cost to the taxpayers of San Francisco, notably the McClintock report upon which no action has been taken and which contains some valuable recommendations which should be studied and adopted at the earliest possible moment; and

Whereas, The proposed employment of Mr. Chas. Purcell on a

part time basis, as advocated by the Mayor, is declared to be "*quite impracticable and therefore inadvisable*" in the opinion of Frank W. Clark, State Director of Public Works; and

Whereas, The money has been appropriated for the purpose of getting technical advice on our Transportation and Traffic Problem, and many valuable suggestions are being held in abeyance pending the expected survey; and

Whereas, San Francisco is in need of aggressive, intelligent traffic planning at once to provide rapid transit and relief to our citizens who are taxpayers and who are clamoring for adequate transportation to their homes; and

Whereas, Bus transportation will provide rapid transit and promote the development of our City, and the private company is now demonstrating this by adding buses to their system as rapidly as possible; now, therefore, be it

Resolved, That this Board of Supervisors request the Mayor to immediately negotiate with Traffic Engineers of proven ability on what terms they will furnish a Transportation Plan, so that immediate attention may be given the problem of transportation and traffic in this City; and, be it

Further Resolved, That the Mayor be requested to submit to this Board of Supervisors information as to the cost and time required by Traffic Engineers to properly recommend a plan of action to provide modern, rapid and adequate transportation for San Francisco, taking into consideration the proper system to be extended into San Mateo County and the Peninsula.

*July 10, 1939—Presented by Supervisor Uhl and referred to Public Utilities Committee.*

*August 28, 1939—Called out from Committee and made Special Order of Business Tuesday, September 5, 1939, at 3:00 P. M.*

*September 5, 1939—Consideration postponed to September 11, 1939, at 3 P. M.*

### Discussion

Supervisor Uhl discussed the proposed Resolution, and urged that the Board adopt the Resolution asking that the Mayor take the necessary steps outlined therein.

### Objections

Supervisor McSheehy called attention to traffic surveys already made, and suggested that engineers now in the employ of the city could well make use of reports heretofore made.

Supervisor Colman announced that he felt it to be most unwise to take any action until the question of Mr. Purcell's engagement by the city was definitely settled, and he would, therefore, vote against the proposed resolution.

Supervisor Mead objected to taking any action until official notification with respect to Mr. Purcell's appointment had been received, and requested that definite information as to the status of the proposed employment of Mr. Purcell be obtained.

Thereupon, Supervisor Uhl moved that the matter remain on the Calendar until the question of Mr. Purcell's employment had been settled.

Motion failed for want of a second.

### Re-reference to Committee

Whereupon, Supervisor Ratto moved that the Resolution be referred to the Public Utilities Committee for further consideration.

Motion failed for want of a second.

### Refused Adoption

Thereupon, the roll was called and the foregoing Resolution was *refused adoption* by the following vote:

Ayes: None.

Noes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

The following recommendation of the Public Utilities Committee was taken up:

### President to Appoint a Traffic and Transportation Study Committee (Series of 1939)

Resolution No. \_\_\_\_\_, as follows:

Resolved, That the President of this Board be and is hereby authorized and requested to appoint a Traffic and Transportation Study Committee consisting of three members of this Board, representing the City and County of San Francisco, whose duty it shall be to confer, consult and co-operate with other authorities, civic organizations or interested groups and to outline a plan or course of action that will lead to an early solution of the traffic problems which exist between San Francisco and San Mateo County.

*September 5, 1939—Consideration postponed to September 11, 1939, at 3 P. M.*

### Appointment of Committee

In lieu of the adoption of the foregoing Resolution, and pursuant to motion by Supervisor Colman that the entire matter be referred to the Streets Committee for consideration, the Chair appointed the Streets Committee to carry out the purport of the resolution and to report back to the Board an outline of plan or course of action that will lead to an early solution of the traffic problems which exist between San Francisco and San Mateo County.

### SPECIAL ORDER—4 P. M.

### Memorializing President, Senate and House to Remove Federal Prison on Alcatraz Island, and to Replace Same with Statue of "Pacifica" (Series of 1939)

Resolution No. \_\_\_\_\_, as follows:

Whereas, The Golden Gate and San Francisco Bay are famed throughout the world as forming one of the greatest and most beautiful natural harbors in the world and a haven to travelers, a port to world commerce and the Western Gateway to this land of abundance, democracy, freedom and peace; and

Whereas, At the Eastern Gateway to our nation, in New York Harbor, the Statue of Liberty stands as a fitting tribute to our ideal of freedom and an example to the oppressed of other lands; and

Whereas, At the Western Gateway in San Francisco Harbor our nation displays no symbol of any ideal but instead maintains on Alcatraz Island a desecration and a symbol to crime and stern punishment in the form of a Federal prison; and

Whereas, Peace is another great ideal to which we aspire for our-

selves and all the world and it is most fitting that this be symbolized at this Western Gateway; therefore, be it

Resolved, That this Board of Supervisors of the City and County of San Francisco memorialize the President of the United States and the Congress to replace the Federal prison on Alcatraz Island in San Francisco Bay with a great statue of Pacifica, as a symbol of Peace, and that in anticipation of this magnificent objective, the United States Government immediately take steps to remove the Federal prison from this great Western Gateway; and be it further

Resolved, That copies of this resolution be sent to the President of the United States, to our representatives in the United States Senate and House of Congress, and to the Press.

*July 10, 1939—Presented by Supervisor McSheehy and referred to Public Buildings, Lands and City Planning Committee.*

*August 28, 1939—Called out from Committee by Supervisor McSheehy and made a Special Order of Business for Tuesday, September 5, 1939, at 4 P. M.*

*September 5, 1939—Consideration postponed until September 11, 1939, at 4 P. M.*

### Consideration Postponed

*On motion by Supervisor McSheehy consideration of the foregoing resolution was postponed until September 18, 1939, at 4 P. M.*

## UNFINISHED BUSINESS

### Finally Passed

The following recommendations of Finance Committee, heretofore passed for second reading, were taken up:

#### Authorizing Offering for Sale of Certain Lots in Assessor's Block No. 6115

(Series of 1939)

Bill No. 287, Ordinance No. 284, as follows:

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Board of Supervisors hereby declares that public interest and necessity demand the sale of the following described City owned real property situated in the City and County of San Francisco, State of California:

#### PARCEL 1:

COMMENCING at a point on the southwesterly line of Hamilton Street, distant thereon 100 feet southeasterly from the southeasterly line of Woolsey Street; running thence southeasterly along the southwesterly line of Hamilton Street 33 feet 4 inches; thence at a right angle southwesterly 120 feet; thence at a right angle northwesterly 33 feet 4 inches; thence at a right angle northeasterly 120 feet to the point of commencement.

BEING part of University Mound Tract Survey Block No. 44.

#### PARCEL 2:

COMMENCING at a point on the southwesterly line of Hamilton Street, distant thereon 200 feet southeasterly from the southeasterly line of Woolsey Street; running thence southeasterly along the southwesterly line of Hamilton Street 33 feet 4 inches; thence at a right angle southwesterly 120 feet; thence at a right angle

northwesterly 33 feet 4 inches; thence at a right angle north-easterly 120 feet to the point of commencement.

BEING part of University Mound Tract Survey Block No. 44.

Section 2. The above described lands shall be offered for sale in accordance with the provisions of Section 92 of the Charter of the City and County of San Francisco. Said parcels may be sold individually.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

Reappropriating \$1,472.50 out of Surplus Existing in Appropriation No. 950.101.06 to the Credit of Appropriation No. 950.101.05-1 Creating the Position of One B408 General Clerk-Stenographer at \$150 per Month in the Department of Public Health, Central Office, Syphilis Unit, providing the compensation therefor for the period September 16, 1939, to June 30, 1940 and Eliminating the Position of One B408 General Clerk-Stenographer at \$125 per Month in the Same Department.

(Series of 1939)

Bill No. 288, Ordinance No. 285, as follows:

Reappropriating \$1,472.50 out of surplus existing in Appropriation No. 950.101.06 to the credit of Appropriation No. 950.101.05-1 creating the position of one B408 General Clerk-Stenographer at \$155 per month in the Department of Public Health, Central Office, Syphilis Unit, providing the compensation therefor for the period September 16, 1939, to June 30, 1940 and eliminating the position of one B408 General Clerk-Stenographer at \$125 per month in the same department.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,472.50 is hereby reappropriated out of surplus existing in Appropriation No. 950.101.06 to the credit of Appropriation No. 950.101.05-1 to provide funds for the compensation of one B408 General Clerk-Stenographer at \$155 per month in the Department of Public Health, Central Office, Syphilis Unit, for the period September 16, 1939, to June 30, 1940.

Section 2. The position of one B408 General Clerk-Stenographer at \$155 per month is hereby created; the position of one B408 General Clerk-Stenographer at \$125 per month is hereby eliminated.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Funds available by the Controller.

Approved by the Civil Service Commission.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

Reappropriating \$1,187.50 Out of Surplus Existing in Appropriation No. 950.101.05-1 to the Credit of Appropriation No. 950.101.06, Creating the Position of One B408 General Clerk-Stenographer at \$125 per Month in the Department of Public Health, Central Office, Howard Street Venereal Clinic, Providing the Compensation Therefor for the Period September 16, 1939, to June 30, 1940, and Eliminating the Position of One B408 General Clerk-Stenographer at \$155 per Month in the Same Department.

(Series of 1939)

Bill No. 289, Ordinance No. 286, as follows:

Reappropriating \$1,187.50 out of surplus existing in Appropriation No. 950.101.05-1 to the credit of Appropriation No. 950.101.06, creating the position of one B408 General Clerk-Stenographer at \$125 per month in the Department of Public Health, Central Office, Howard Street Venereal Clinic, providing the compensation therefor for the period September 16, 1939, to June 30, 1940, and eliminating the position of one B408 General Clerk-Stenographer at \$155 per month in the same department.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,187.50 is hereby reappropriated out of surplus existing in Appropriation No. 950.101.05-1 to the credit of Appropriation No. 950.101.06 to provide funds for the compensation of one B408 General Clerk-Stenographer at \$125 per month in the Department of Public Health, Central Office, Howard Street Venereal Clinic, for the period September 16, 1939, to June 30, 1940.

Section 2. The position of one B408 General Clerk-Stenographer at \$125 is hereby created; the position of one B408 General Clerk-Stenographer at \$155 is hereby eliminated.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

Funds available by the Controller.

Approved by the Mayor.

*Finally passed* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncoviari, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

Amending Salary Ordinance, Sect. 54a, Central Office, Health Department, to Provide for Intra-Departmental Transfer of Employments.

(Series of 1939)

Bill No. 290, Ordinance No. 287, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 54a (Department of Public Health—Central Office), by transferring the employment under Item 34, 1-B408 General Clerk-Stenographer at \$125 to Item 39.5; and transferring the employment under Item 39.5, 1-B408 General Clerk-Stenographer at \$155 to Item 34.

Be it ordained by the People of the City and County of San Francisco, as follows:

Bill 192, Ordinance 186, Section 54a is hereby amended to read as follows:



## Section 54a. DEPARTMENT OF PUBLIC HEALTH—

## CENTRAL OFFICE STATISTICS (Continued)

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
17	1	B222	General Clerk .....	\$ 190
18	1	B222	General Clerk .....	185
19	1	B228	Senior Clerk .....	190
20	2	B238	Hospital Statistician .....	190
21	1	B408	General Clerk-Stenographer .....	190
22	1	B408	General Clerk-Stenographer .....	125

## MEAT INSPECTION

23	8	N56	Market Inspector .....	175
24	7	N56	Market Inspector .....	200
25	1	N58	Chief Market Inspector .....	225
26	7	N60	Abattoir Inspector .....	200
27	2	N62	Veterinarian .....	201
28	7	N62	Veterinarian .....	200
28.1	1	N63	Chief Abattoir Inspector .....	201

## COMMUNICABLE DISEASES

29	2	B408	General Clerk-Stenographer .....	125
29.1	3	B408	General Clerk-Stenographer (part time) .....	79.50
30	3	J74	Rat Catcher .....	115
30.1	3	J74	Rat Catcher .....	110
31	4	L370	Epidemiologist (part time) .....	225
32	1	L371	Director, Bureau of Communicable Diseases (part time) .....	350
33	1	P60	Supervising Nurse, Bureau of Communi- cable Diseases .....	165

## SYPHILIS UNIT

34	1	B408	General Clerk-Stenographer .....	155
35	1	P102	Registered Nurse .....	135
36	1	L360	Physician .....	150

## CLINICS

## Diagnostic Center

37	2	L360	Physician (part time) .....	150
38	1	L364	Pediatrician (part time) .....	100
39	1	P52	Field Nurse .....	165

## Howard Street Venereal Disease Clinic

39.1	1	L360	Physician .....	325
39.2	2	L360	Physician (part time) .....	150
39.3	1	P102	Registered Nurse .....	135
39.4	1	P52	Field Nurse .....	165
39.5	1	B408	General Clerk-Stenographer .....	125
39.6	1	I116	Orderly .....	85

## Bureau of Mental Hygiene

40	1	B408	General Clerk-Stenographer (part time) .....	75
41	1	L404	Psychologist .....	175
42	4	L404	Psychologist .....	150
43	1	L404	Psychologist (part time) .....	75
44	1	L408	Psychiatrist (part time) .....	200
45	1	L408	Psychiatrist (part time) .....	150

Section 54a. **DEPARTMENT OF PUBLIC HEALTH—  
CENTRAL OFFICE STATISTICS (Continued)**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
<b>BACTERIOLOGICAL LABORATORY</b>				
46	1	B222	General Clerk .....	190
47	1	C102	Janitress .....	75
47.1	1	I204	Porter .....	90
48	1	L52	Bacteriological Laboratory Technician (part time) .....	79.50
49	2	L52	Bacteriological Laboratory Technician ....	125
50	1	L56	Bacteriologist .....	225
51	3	L56	Bacteriologist .....	175
52	1	L58	Director of Laboratories .....	275
53	1	L60	Bacteriological Milk Inspector .....	250
54	1	L64	Consultant, Bacteriologist (part time) ....	75

Approved by Civil Service Commission.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

Reappropriating the Sum of \$1,377.50 Out of Surplus Existing in Appropriation No. 940.101.01 to the Credit of Appropriation No. 940.101.01, Creating the Position of One O202 Sewage Pumping Station Attendant at \$145 per Month in the Department of Public Works, Sewage Treatment Plant, Providing the Compensation Therefor for the Period September 16, 1939, to June 30, 1940, and Eliminating the Position of One O1 Chauffeur at \$7.50 per Day in the Same Department.

(Series of 1939)

Bill No. 291, Ordinance No. 288, as follows:

Reappropriating the sum of \$1,377.50 out of surplus existing in Appropriation No. 940.101.01 to the credit of Appropriation No. 940.101.01, creating the position of one O202 Sewage Pumping Station Attendant at \$145 per month in the Department of Public Works, Sewage Treatment Plant, providing the compensation therefor for the period September 16, 1939, to June 30, 1940, and eliminating the position of one O1 Chauffeur at \$7.50 per day in the same department.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,377.50 is hereby reappropriated out of surplus existing in Appropriation No. 940.101.01 to the credit of Appropriation No. 940.101.01 to provide funds for the compensation of one O202 Sewage Pumping Station Attendant at \$145 per month in the Department of Public Works, Sewage Treatment Plant, for the period September 16, 1939, to June 30, 1940.

Section 2. The position of one O202 Sewage Pumping Station Attendant at \$145 per month in the Department of Public Works, Sewage

Treatment Plant, is hereby created; the position of one O1 Chauffeur at \$7.50 per day in the same department is hereby eliminated.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

Approved by the Mayor.

*Finally passed* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

**An Ordinance Amending Bill 192, Ordinance 186, Section 46a (Sewage Treatment Plant, Department of Public Works—Bureau of Engineering) By Decreasing the Number of Employments Under Item 5 from 3 to 2 O1 Chauffeurs at \$7.50 per Day, and Increasing the Number of Employments Under Item 8 from 4 to 5 O202 Sewage Pumping Station Attendant at \$145 per Month.**

(Series of 1939)

Bill No. 292, Ordinance No. 289, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 46a (Sewage Treatment Plant, Department of Public Works—Bureau of Engineering) by decreasing the number of employments under Item 5 from 3 to 2 O1 Chauffeurs at \$7.50 per day, and increasing the number of employments under Item 8 from 4 to 5 O202 Sewage Pumping Station Attendant at \$145 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 46a is hereby amended as follows:

**Section 46a. SEWAGE TREATMENT PLANT, DEPARTMENT OF PUBLIC WORKS—BUREAU OF ENGINEERING**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B408	General Clerk-Stenographer .....	\$ 155
2	1	F527	Superintendent, Sewage Treatment Plant....	350
3	2	J4	Laborer at \$6 per day.....	
4	1	L115	Assistant Superintendent and Technician Sewage Treatment Plant .....	300
5	2	O1	Chauffeur at \$7.50 per day.....	
6	5	O168	Engineer, Stationary Steam Engines. ....	220
7	1	O172	Chief Engineer, Stationary Steam Engines	275
8	5	O202	Sewage Pumping Station Attendant.....	145

Approved by the Civil Service Commission.

*Finally passed* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

**Authorizing the Sheriff to Compensate Certain Persons Who Were Inmates of the County Jail of the City and County of San Francisco for the Loss of Their Clothing and Personal Effects Destroyed by Fire in Said County Jail While Said Persons**

**Were Inmates Thereof, and Making Appropriations for the Purpose of Compensating Said Persons for Said Loss.**

(Series of 1939)

Bill No. 274, Ordinance No. 283, as follows:

Authorizing the Sheriff to compensate certain persons who were inmates of the county jail of the City and County of San Francisco for the loss of their clothing and personal effects destroyed by fire in said county jail while said persons were inmates thereof, and making appropriation for the purpose of compensating said persons for said loss.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. That Whereas, on the 11th day of June, 1939, there occurred in Branch County Jail, No. 3, a fire which destroyed the clothing and personal effects of the persons hereinafter named who on said date were inmates of said county jail, the value of said clothing and personal effects of each of said persons being hereinafter set forth after the respective names of said persons, and

Whereas, said fire occurred without any fault whatsoever of any of said inmates and said persons have, by reason of the destruction of their said clothing and personal effects suffered serious financial loss.

Section 2. Whereas, the Sheriff of the City and County of San Francisco has recommended that said hereinafter named persons be reimbursed in the respective amounts hereinafter set forth for the loss of their said clothing and personal effects and this Board of Supervisors feels that in good conscience and fairness to said persons said compensation should be made.

Section 3. Now, therefore, there is hereby appropriated from Appropriation No. 760.705.02 to Appropriation No. 760.705.03, 1939-1940 Budget, the sum of \$1718.85, for the purpose of compensating the following named persons for the loss of their clothing and personal effects by said fire occurring in Branch County Jail No. 3, on the aforesaid date. The names of said persons and the amounts to be paid to said persons are as follows, said amounts being the value of their clothing and wearing apparel destroyed as aforesaid:

Name	Amount
Taylor, Roxie .....	\$ 167.95
Rogers, Annette .....	56.45
Keith, Joan .....	146.95
Day, Helen .....	94.00
Newman, Dorothy .....	97.00
Cordes, Elizabeth .....	43.10
Burns, Marie .....	44.50
Hanson, Ann .....	17.00
Allen, Judy .....	75.00
Harris, Alice .....	15.00
Crane, Katherine .....	88.95
Smith, Helen .....	31.00
Johnson, Bessie .....	25.45
Cox, Jean .....	26.50
Woods, Jessie .....	30.00
Oldham, Leona .....	41.25
Whitney, Gloria .....	116.00
Fredericks, Barbara .....	313.25
Fowler, Virginia .....	38.45
O'Brien, Patricia .....	30.00
Lee, Bobbie .....	21.90

Name	Amount
Lopez, Rita .....	50.00
McGuire, Patricia .....	51.80
Tally, Lois .....	28.00
Martin, Joan .....	68.45
<b>Grand Total .....</b>	<b>\$1718.85</b>

Section 4. The Sheriff and Controller of the City and County of San Francisco are hereby directed, that upon receiving good and sufficient acquittances from each of the above named persons, releasing the City and County of San Francisco from all liability by reason of the destruction of said clothing and wearing apparel, to pay to said persons the respective amounts hereinabove set forth.

Recommended by the Sheriff.

Recommended by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

**Appropriating \$1,612, from Surplus in Various Funds, for Creation of Position of General Clerk-Stenographer in Office of Public Utilities Commission.**

(Series of 1939)

Bill No. 293, Ordinance No. 290, as follows:

Appropriating the Sum of \$1,612 out of Surplus Existing in the Following Funds: Water Revenue, \$806; Hetch Hetchy Power Operative, \$403; Municipal Railway Operating, \$403; to the Credit of the Following Appropriations: No. 962.101.00, \$1550; No. 962.806.00, \$52; Creating the Position of One B408—General Clerk-Stenographer at \$155 Per Month in the Office of the Public Utilities Commission, and Providing the Compensation Therefor for the Period September 1, 1939, to June 30, 1940.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,612 is hereby appropriated out of surplus existing in the following funds:

Water Revenue .....	\$ 806
Hetch Hetchy Power Operative .....	403
Municipal Railway Operating .....	403

to the credit of the following appropriations:

No. 962.101.00 .....	\$1550
No. 962.806.00 .....	62

to provide funds for the compensation of one B408 General Clerk-Stenographer at \$155 per month in the office of the Public Utilities Commission for the period September 1, 1939, to June 30, 1940.

Section 2. The position of one B408 General Clerk-Stenographer at

\$155 per month in the office of the Public Utilities Commission is hereby created.

Recommended by the Manager of Utilities.

Approved by the Public Utilities Commission, Resolution No.....

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

Approved by the Mayor.

*Finally passed* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

An ordinance Amending Bill 192, Ordinance 186, Section 69, (Public Utilities Commission—General Office), by Increasing the Number of Employments Under Item 9 from 2 to 3 B408 General Clerk-Stenographer at \$155.

(Series of 1939)

Bill No. 294, Ordinance No. 291, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 69, (Public Utilities Commission—General Office), by increasing the number of employments under Item 9 from 2 to 3 B408 General Clerk-Stenographer at \$155.

Be it ordered by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 69, is hereby amended as follows:

**Section 69. PUBLIC UTILITIES COMMISSION—  
GENERAL OFFICE**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	5		Commissioners .....	\$ 100
2	1		Manager of Utilities .....	1000
3	1	B22	Asst. Supervisor, Bureau of Accounts, Utilities Commission .....	410
5	1	B53	Director of Public Relations .....	400
6	1	B77	Executive Secretary to Manager of Utilities .....	300
7	1	B408	General Clerk-Stenographer .....	175
8	1	B408	General Clerk-Stenographer .....	165
9	3	B408	<b>General Clerk-Stenographer</b> .....	155
10	1	B512	General Clerk-Typist .....	175
11	1	G106	Claims Adjuster .....	350
11.1	1	L360	Physician (part time).....	250
12	1	O1	Chauffeur .....	187.50
13	2	S114	Claims Investigator .....	180
14	1	S114	Claims Investigator .....	200

Approved by the Civil Service Commission.

*Finally passed* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

An Ordinance Amending Bill 196, Ordinance 186, Section 41 (Department of Public Works—Bureau of Accounts) By Changing



the Class Number and Class Title Under Item 7.1 from 1 B408 General Clerk-Stenographer at \$150 to 1 B512 General Clerk-Typist at \$150.

(Series of 1939)

Bill No. 295, Ordinance No. 292, as follows:

An ordinance amending Bill 196, Ordinance 186, Section 41 (Department of Public Works—Bureau of Accounts) by changing the class number and class title under Item 7.1 from 1 B408 General Clerk-Stenographer at \$150 to 1 B512 General Clerk-Typist at \$150.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 41 of Bill 196, Ordinance 186, is hereby amended to read as follows:

**Section 41. DEPARTMENT OF PUBLIC WORKS—  
BUREAU OF ACCOUNTS**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	6	B222	General Clerk .....	\$ 200
2	1	B222	General Clerk .....	165
3	1	B222	General Clerk .....	155
4	3	B228	Senior Clerk .....	200
5	1	B31	Supervisor, Bureau of Cost Accounts, Department of Public Works .....	325
6	1	B408	General Clerk-Stenographer .....	185
7	1	B408	General Clerk-Stenographer .....	165
7.1	1	B512	General Clerk-Typist .....	150
8	1	B512	General Clerk-Typist .....	185
9	1	B512	General Clerk-Typist .....	150

Approved by the Civil Service Commission.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

**Final Passage**

The following recommendations of Streets Committee, heretofore passed for second reading, were taken up:

**Changing and Establishing Grades on Twenty-Fourth Avenue  
Between Quintara and Rivera Streets**

(Series of 1939)

Bill No. 299, Ordinance No. 293, as follows:

Changing and re-establishing the official grades on Twenty-fourth Avenue between Quintara and Rivera Streets.

Whereas, The Board of Supervisors, on the written recommendation of the Director of Public Works, did on the 26th day of June, 1939, by Resolution No. 379 (Series of 1939), declare its intention to change and re-establish the grades on Twenty-fourth Avenue between Quintara and Rivera Streets.

Whereas, Said Resolution was so published for two days, and the Director of Public Works within ten days after the first publication of said Resolution of Intention caused notices of the passage of said Resolution to be conspicuously posted along all streets specified in the Resolution, in the manner and as provided by law; and

Whereas, More than thirty days have elapsed since the first pub-

lication of said Resolution of Intention; therefore, Be It Ordained by the People of the City and County of San Francisco as follows:

Section 1. The grades on the following named streets at the points hereinafter named and at the elevations above City base as herein-after stated, are hereby changed and established as follows:

**Twenty-Fourth Avenue:**

Quintara Street .....423 feet  
(The same being the present official grade)  
Rivera Street .....404 feet  
(The same being the present official grade)

On Twenty-Fourth Avenue between Quintara and Rivera Streets be changed and established to conform to true gradients between the grade elevations above given therefore.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

Repealing Bill No. 228, Ordinance No. 223 (Series of 1939), Ordering the Improvement of 39th Ave. Between Lawton and Moraga Sts.; Moraga St. Between 39th and 40th Aves., Including the Crossing of 39th Ave. and Moraga St.

(Series of 1939)

Bill No. 300, Ordinance No. 294, as follows:

Repealing Bill No. 228, Ordinance No. 223 (Series of 1939), entitled "Ordering the Performance of Certain Street Work to be Done in the City and County of San Francisco, Approving and Adopting Specifications Therefor, Describing and Approving the Assessment District, and Authorizing the Director of Public Works to Enter into Contract for Doing the Same"; in effect July 18, 1939; ordering the improvement of 39th Ave. between Lawton and Moraga Sts.; Moraga St. between 39th and 40th Aves., including the crossing of 39th Ave. and Moraga St.

Be it Ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 228, Ordinance No. 223 (Series of 1939), the title of which is recited above, ordering the improvement of 39th Avenue between Lawton and Moraga Streets; Moraga Street between 39th and 40th Avenues, including the crossing of 39th Avenue and Moraga Street, is hereby repealed.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

Accepting the Roadway of Sweeny Street Between Colby and University Streets, Including the Intersection of Sweeny and University Streets, and of University Street Between Sweeny Street and Silver Avenue.

(Series of 1939)

Bill No. 301, Ordinance No. 295, as follows:

Providing for acceptance of the roadway of Sweeny Street between Colby Street and University Street, including the intersection of Sweeny

Street and University Street, and of University Street between Sweeny Street and Silver Avenue, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic-concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Sweeny Street between Colby Street and University Street, including the intersection of Sweeny Street and University Street, and of University Street between Sweeny Street and Silver Avenue, including the curbs.

*Finally passed* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

**Accepting the Roadway of Rivera Street Between 33rd Avenue  
and 34th Avenue  
(Series of 1939)**

Bill No. 302, Ordinance No. 296, as follows:

Providing for acceptance of the roadway of Rivera Street between Thirty-third Avenue and Thirty-fourth Avenue, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic-concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Rivera Street between Thirty-third Avenue and Thirty-fourth Avenue, including the curbs.

*Finally passed* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

**Establishing Grades on 26th Street Between Connecticut and  
Wisconsin Streets, and on Wisconsin Street Between 25th and  
26th Streets.**

(Series of 1939)

Bill No. 303, Ordinance No. 297, as follows:

Establishing grades on Twenty-sixth Street between the westerly line of Connecticut Street and the westerly line of Wisconsin Street; and on Wisconsin Street between the northerly line of twenty-fifth Street and Twenty-sixth street.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The grades on Twenty-sixth Street between the westerly

line of Connecticut Street and the westerly line of Wisconsin Street; and of Wisconsin Street between the northerly line of Twenty-fifth Street and Twenty-sixth Street, are hereby established at points hereinafter named and at heights above City base as hereinafter stated, in accordance with the recommendation of the Department of Public Works, filed in this office August 9, 1939.

TWENTY-SIXTH STREET	Feet
20 ft. southerly from the northerly line of, at Connecticut Street westerly line .....	42.58
6 ft. northerly from the southerly line of, at Connecticut Street westerly line .....	40.30
20 ft. southerly from the northerly line of, 140 ft. westerly from Connecticut Street .....	55.00
6 ft. northerly from the southerly line of, 140 ft. westerly from Connecticut Street .....	55.00
20 ft. southerly from the northerly line of, at Wisconsin Street, easterly line .....	106.00
6 ft. northerly from the southerly line of, at Wisconsin Street easterly line .....	106.00
20 ft. southerly from the northerly line of, at Wisconsin Street, westerly line .....	106.00
6 ft. northerly from the southerly line of, at Wisconsin Street westerly line .....	106.00

#### WISCONSIN STREET

Twenty-fifth Street northerly line .....	164.50
(The same being the present official grade)	
15 ft. westerly from the easterly line of, 1 ft. southerly from Twenty-fifth Street northerly line .....	164.34
Easterly line of, 16 ft. southerly from 25th Street northerly line .....	163.75
Easterly line of, at a point on the curb return, 12.21 ft. northerly from Twenty-fifth Street southerly line .....	161.81
26 ft. southerly from the northerly line of Twenty-fifth Street at Wisconsin Street westerly line .....	163.00
Westerly line of, 6 ft. northerly from Twenty-fifth Street southerly line .....	160.55
15 ft. easterly from the westerly line of, 9 ft. southerly from Twenty-fifth Street .....	159.55
23 ft. westerly from the easterly line of, 33 ft. southerly from Twenty-fifth Street .....	159.55
23 ft. easterly from the westerly line of, 210 ft. northerly from Twenty-sixth Street .....	142.55
3 ft. northerly from Twenty-sixth Street .....	107.36

On Twenty-sixth Street between the westerly line of Connecticut Street and the westerly line of Wisconsin Street, and on Wisconsin Street between the northerly line of Twenty-fifth Street; and Twenty-sixth Street be established to conform to true gradients between the grade elevations above given therefore.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

#### Changing Sidewalk Widths on Texas Street Between 23rd and 25th Streets

(Series of 1939)

Bill No. 304, Ordinance No. 298, as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of

Sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered twelve hundred and twenty-three (1223).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office August 9, 1939, by adding thereto a new section to be numbered Twelve Hundred and Twenty-three (1223), to read as follows:

**Section 1223:**

The width of sidewalks on Texas Street, the easterly side of, between Twenty-third and Twenty-fifth Streets, shall be 10 feet.

The width of sidewalks on Texas Street, the westerly side of, between Twenty-third and Twenty-fifth Streets, shall be 36 feet.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

**Changing Sidewalk Widths on Connecticut Street Between  
25th and Army Streets**

(Series of 1939)

Bill No. 305, Ordinance No. 299, as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered twelve hundred and twenty-four (1224).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office August 9, 1939, by adding thereto a new section to be numbered Twelve Hundred and Twenty-four (1224), to read as follows:

**Section 1224:**

The width of sidewalks on Connecticut Street between 25th Street and a point 83 feet southerly from 26th Street shall be 23 feet.

The width of sidewalks on Connecticut Street between a point 203 feet southerly from 26th Street and Army Street shall be 10 feet.

The width of sidewalks on Connecticut Street between points 83 feet and 203 feet southerly from 26th Street shall be the width between the property line and a reverse curve connecting the previously described widths at said points.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

**Changing Sidewalk Widths on Wisconsin Street Between  
25th and 26th Streets**

(Series of 1939)

Bill No. 306, Ordinance No. 300, as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of

Sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered twelve hundred and twenty-five (1225).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office August 9, 1939, by adding thereto a new section to be numbered Twelve Hundred and Twenty-five (1225), to read as follows:

#### Section 1225:

The width of sidewalks on Wisconsin Street, the easterly side of, between 25th and 26th Streets, shall be 23 feet.

The width of sidewalks on Wisconsin Street, the westerly side of, at a point 9 feet southerly from 25th Street, shall be 15 feet.

The width of sidewalks on Wisconsin Street, the westerly side of, between 26th Street and a point 109 feet southerly from 25th Street, shall be 23 feet.

The width of sidewalks on Wisconsin Street, the westerly side of, between points 9 feet and 109 feet southerly from 25th Street, shall be the width between the property line and a reverse curve connecting the previously described widths at said points.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

### Changing Sidewalk Widths on 23rd Street Between Wisconsin and Texas Streets

(Series of 1939)

Bill No. 307, Ordinance No. 301, as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered twelve hundred and twenty-six (1226).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office August 9, 1939, by adding thereto a new section to be numbered Twelve Hundred and Twenty-six (1226), to read as follows:

#### Section 1226:

The width of sidewalks on Twenty-third Street, the northerly side of, between Wisconsin Street and a point 52.09 feet easterly from Arkansas Street easterly line produced, shall be 8 feet.

The width of sidewalks on Twenty-third Street, the southerly side



of, between Wisconsin Street and a point 52.09 feet easterly from Arkansas Street easterly line produced, shall be 24 feet.

The width of sidewalks on Twenty-third Street between a point 52.09 feet easterly from Arkansas Street easterly line produced and Texas Street shall be abolished.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

#### **Changing Sidewalk Widths on 25th Street Between Wisconsin and Iowa Streets.**

(Series of 1939)

Bill No. 308, Ordinance No. 302, as follows:

Amending Ordinance No. 1061, entitled "Regulating the width of sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered Twelve Hundred and Twenty-Seven (1227).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office August 9, 1939, by adding thereto a new section to be numbered Twelve Hundred and Twenty-Seven (1227), to read as follows:

#### **Section 1227:**

The width of sidewalks on 25th Street, the northerly side of, between a point 72.50 feet westerly from Wisconsin Street and Wisconsin Street shall be 26 feet.

The width of sidewalks on 25th Street, the southerly side of, between a point 72.50 feet westerly from Wisconsin Street and Wisconsin Street, shall be 6 feet.

The width of sidewalks on 25th Street between Wisconsin Street and Iowa Street shall be 16 feet.

The width of sidewalks on 25th Street between Iowa Street and the easterly termination shall be 10 feet.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

#### **Changing Sidewalk Widths on 26th Street Between Carolina and Connecticut Streets**

(Series of 1939)

Bill No. 309, Ordinance No. 303, as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered Twelve Hundred and Twenty-Eight (1228).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of

Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office August 9, 1939, by adding thereto a new section to be numbered Twelve Hundred and Twenty-Eight (1228), to read as follows:

**Section 1228:**

The width of sidewalks on 26th Street, the northerly side of, between Carolina and Connecticut Streets, shall be 20 feet.

The width of sidewalks on 26th Street, the southerly side of, between Carolina and Connecticut Streets, shall be 6 feet.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

**Ordering the Improvement of the Crossing of Thirteenth Avenue  
and Quintara Street.**

(Series of 1939)

Bill No. 310, Ordinance No. 304, as follows:

Ordering the performance of certain street work to be done in the City and County of San Francisco, approving and adopting specifications therefor, describing and approving the assessment district, and authorizing the Director of Public Works to enter into contract for doing the same.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors August 16, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

The said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of the crossing of Thirtieth Avenue and Quintara Street by the construction of the following:

Item No.	Item
1.	Grading (excavation)
2.	Unarmored concrete curb
3.	Two-course concrete sidewalk
4.	Brick catchbasins, complete
5.	10-inch vitrified clay pipe culvert, in place
6.	Asphalt-concrete pavement, consisting of a 6-inch Class "F" concrete base and a 2-inch asphaltic concrete wearing surface
7.	8-inch vitrified clay pipe sewer, in place
8.	15-inch vitrified clay pipe sewer, in place
9.	18-inch vitrified clay pipe sewer, in place
10.	Brick manhole, complete

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated, and numbered respectively as:

Block 2149, Lots 2, 3D, 3E, 3F, 3G and 3H;

Block 2150, Lots 2, 3, 4, 5, 6, 7, 8 and 9;

Block 2187, Lots 1, 1A, 1B, 1C, 1D, 1E, 1F, 1G, 1H, 2, 2A, 2B and 30, and

Block No. 2188, Lots 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50 and 51; all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above-mentioned improvement.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

**Changing and Establishing Grades on Army Street Between Potrero Avenue and South Van Ness Avenue; and on Various Other Streets.**

(Series of 1939)

Bill No. 311, Ordinance No. 305, as follows:

Changing and re-establishing the official grades in accordance with that certain diagram, approved July 5, 1939, by Resolution No. 389 (Series of 1939), entitled "Grade Map Showing the Proposed Change and Establishment of Grades on Army Street Between the Westerly Line of Potrero Avenue and the Westerly Line of South Van Ness Avenue, and on Hampshire Street, York Street, Bryant Street, Florida Street, Alabama Street, Harrison Street, Folsom Street, Shotwell Street, and South Van Ness Avenue, at Points Northerly and Southerly from Army Street as shown on This Map."

Whereas, The Board of Supervisors, on the written recommendation of the Director of Public Works, did on the 5th day of July 1939, by Resolution No. 389 (Series of 1939), declare its intention to change and re-establish the grades in accordance with that certain diagram, entitled "Grade Map showing the proposed change and establishment of grades on Army Street between the westerly line of Potrero Avenue and the westerly line of South Van Ness Avenue, and on Hampshire Street, York Street, Bryant Street, Florida Street, Alabama Street, Harrison Street, Folsom Street, Shotwell Street, and South Van Ness Avenue, at points northerly and southerly from Army Street, as shown on this Map."

Whereas, Said Resolution was so published for two days, and the Director of Public Works within ten days after the first Publication

of said Resolution of Intention caused notices of the passage of said Resolution to be conspicuously posted along all streets specified in the Resolution, in the manner and as provided by law; and

Whereas, More than thirty days have elapsed since the first publication of said Resolution of Intention; therefore,

Be it Ordained by the People of the City and County of San Francisco, as follows:

Section 1. Grades at the points and elevation above City base are hereby changed and established as shown on that certain diagram approved July 5, 1939, by Resolution No. 389 (Series of 1939), entitled "Grade Map showing the proposed change and establishment of grades on Army Street between the westerly line of Potrero Avenue and the westerly line of South Van Ness Avenue, and on Hampshire Street, York Street, Bryant Street, Florida Street, Alabama Street, Harrison Street, Folsom Street, Shotwell Street, and South Van Ness Avenue, at points northerly and southerly from Army Street as shown on this Map."

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

### Final Passage

The following recommendation of Public Utilities Committee, heretofore passed for second reading, was taken up:

**Amending Municipal Code to Provide That Installation, Construction and Repair of Switches on the Municipal Railway Shall Constitute "Emergency Work."**

(Series of 1939)

Bill No. 313, Ordinance No. 306, as follows:

**Amending Section 46 of Article 2, Chapter X, Part II, of the Municipal Code of the City and County of San Francisco Defining an Actual Emergency Under Which Departments, Boards, Officers and Commissions May Do the Necessary Work to Meet Said Emergency When the Cost of Said Work Exceeds \$1000.00.**

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 46 of Article 2, Chapter X, Part II, of the Municipal Code of the City and County of San Francisco is hereby amended to read as follows:

"Section 46. EMERGENCY WORK. The Board of Supervisors hereby declares that in an actual emergency created by weather conditions, fire, flood, or other unforeseen conditions of unusual character, or the breakdown of any plant, equipment, structure, street or public work, necessitating immediate emergency repair or reconditioning to safeguard the lives or property of the citizens or the property of the city and county or to maintain the public health or welfare, *and including the installation, repair, construction and alteration of crossings and switch work and special work in connection therewith, at street and other railway crossings and at street intersections, when the same is to be done by or for the Municipal Railway*, such repair, reconditioning or other emergency work may be executed in the most expeditious manner by the department head responsible therefor, who shall, if the emergency permits, first secure the approval in writing of the Chief

Administrative Officer, if the emergency work is to be done or ordered by any department under his jurisdiction or, for departments not under the Chief Administrative Officer, the approval in writing of the president of the board or commission concerned, or of the Mayor. If the emergency does not permit such approval to be obtained before work is commenced said approval as hereinabove mentioned shall be obtained as soon thereafter as it is possible to do so.

The department head concerned shall notify the Controller immediately of the work involved and the estimated cost thereof."

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncoviari, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

## NEW BUSINESS

### Adopted

The following recommendations of Finance Committee were taken up:

#### 19th Avenue Widening Right of Way—Relocation of Advertising Panels (Series of 1939)

Resolution No. 527, as follows:

19th Avenue widening right of way—relocation of advertising panels.

Resolved, In accordance with the recommendation of the Department of Public Works that the sum of \$330.75 be paid to Foster and Kleiser Company from Appropriation No. 051.908.58 for the cost of relocating certain advertising panels at the following locations, due to the acquisition of the necessary land by the City for the widening of 19th Avenue, State Highway Route No. 56, Project 5-A, San Francisco:

W/L 19th Ave., 200' N Irving St.....	\$ 43.75
NW 19th Ave., and Irving St.....	43.75
W/L 19th Ave., 222' N Judah St.....	43.75
W/L 19th Ave., 172' N Judah St.....	14.00
W/L 19th Ave., 101' S Judah St.....	14.00
E/L 19th Ave., 225' S Judah St.....	8.75
W/L 19th Ave., 276' S Judah St.....	14.00
E/L 19th Ave., 300' S Judah St.....	8.75
E/L 19th Ave., 100' S Kirkham St.....	43.75
E/L 19th Ave., 200' S Kirkham St.....	8.75
NE 19th Ave., and Lawton St.....	87.50
Total.....	\$330.75

The above amount includes damages in full to said advertising panels, which panels have already been relocated by Foster and Kleiser Company.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncoviari, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

**Land Purchase—19th Avenue Widening**  
(Series of 1939)

Resolution No. 528, as follows:

Land purchase—19th Avenue widening.

Resolved, In accordance with the recommendation of the Department of Public Works, that the City and County of San Francisco purchase from the following named persons, or the legal owner, certain land situated in San Francisco, California, required for the widening of 19th Avenue, State Highway Route No. 56, and that the sum set forth below be paid for said property from Appropriation No. 051.908.58, Project No. 5-A:

FLORENCE SCHULTZ, et al.....\$3,325.00

The westerly 30 feet of Lot 23-B, Assessor's Block 2116.

The above amount includes damages in full to the improvements now located on the property, said improvements to be relocated by the Grantors.

Reference is hereby made to the written offer on file in the office of the Director of Property from the above named persons for a particular description of said parcel of land.

The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

**Land Purchase—Bernal Heights Boulevard**  
(Series of 1939)

Resolution No. 529, as follows:

Resolved, In accordance with the recommendation of the Department of Public Works, that the City and County of San Francisco accept a deed from A. H. Taylor, et ux., or the legal owners, to Lot 16, Assessor's Block 5631, San Francisco, required for the Bernal Heights Boulevard, and that the sum of \$125.00 be paid for said land from Appropriation No. 948.947.58.

The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

**Final Passage**

The following recommendation of the Finance Committee was taken up:



**Authorizing an Appropriation of \$1500.00 Out of the Emergency Reserve Fund to the Credit of the Laguna Honda Home for the Purpose of Providing Funds for Sick Leave Relief for the Fiscal Year 1939-1940, An Emergency Ordinance.**

(Series of 1939)

Bill No. 324, Ordinance No. 307, as follows:

Authorizing an appropriation of \$1500.00 out of the Emergency Reserve Fund to the credit of the Laguna Honda Home for the purpose of providing funds for sick leave relief for the fiscal year 1939-1940, an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1500.00 is hereby appropriated and set aside out of the Emergency Reserve Fund to the credit of Appropriation No. 951.102.50 for the purpose of providing funds for sick leave relief for the fiscal year 1939-1940 at the Laguna Honda Home.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists, as this department is without sufficient funds to adequately provide for the health of the people of San Francisco.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Approved by the Mayor.

Approved as to funds available by the Controller.

*Finally Passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Mead—2.

The following recommendations of Judiciary Committee were taken up:

Charter Amendment No. 2, as follows:

**Qualifications and Tests for Places in the Classified Service—  
Veterans Preference**

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco, State of California, to amend the Charter of the City and County of San Francisco, by amending Section 145 thereof relating to qualifications and tests under the classified service of the City and County of San Francisco.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County at the general election to be held the 7th day of November, 1939, in the City and County of San Francisco, a proposal to amend as herein set forth the Charter by amending Section 145 thereof, relating to qualifications and tests under the classified service of the City and County of San Francisco.

**Qualifications and Tests**

Section 145. All applicants for places in the classified service shall submit to tests, which shall be competitive and without charge to the applicants. The commission shall control all examinations and may employ suitable persons in or out of the public service to act as examiners. The tests may be written, oral, mechanical or physical, or any combination of them, practical in character and related to matters

fairly to test the relative capacity of the applicants to perform service for the City and County. The commission may, for each examination, establish a passing mark or may determine the total number of persons who shall constitute the list of eligibles. The commission shall prepare from the returns of the examiners the list of eligibles, arranged in order of relative excellence. No question submitted to applicants shall refer to political or religious opinions or fraternal affiliations.

Applicants for entrance positions in the uniformed forces of the fire and the police departments shall be not less than twenty-one years of age, nor more than thirty-five years of age at the time of appointment and shall have the physical qualifications required for enlistment in the United States Army, Navy and Marine Corps.

Applicants for positions in the mechanical trades and occupations may, in the discretion of the commission, be rated solely on experience and physical qualifications which may be demonstrated by such evidence and in such manner as the commission may direct, and such applicants may be permitted to such further tests as the commission may require. Examinations of laborers shall relate only to physical qualifications and experience, and laborers establishing their fitness shall rank upon the register in order of priority of application.

The commission may remove all names from the list of eligibles after they have remained thereon for more than two years and all names thereon shall be removed at the expiration of four years. The commission may, however, provide in the scope-circular of any examination that the list of eligibles secured thereby shall automatically expire at a date not less than two or more than four years after the adoption of such list.

Veterans with thirty days or more actual service, and widows of such veterans, who become eligible for appointment by attaining the passing mark in any entrance examination, shall be allowed an additional credit of 5 per cent in making up the list of eligibles secured by such examination. The term "veteran" as used in this section shall be taken to mean any person who has been mustered into, or served in, the Army, or enlisted in, or served in, the Navy or Marine Corps, of the United States, in time of war and received an honorable discharge or certificate of honorable active service. In the case of promotive examinations, when the passing mark has been attained, a credit of 3 per cent shall be allowed to veterans or to widows of such veterans *when requested by such veterans or widows. When an eligible has secured a permanent appointment from a list of eligibles derived from an entrance examination in which he has been allowed additional credits of 5% as herein provided, and has served the full probationary period therein as provided in this Charter, such other additional credits of 5% that have been allowed him on lists of eligibles derived from other entrance examinations shall be automatically cancelled, and his rank on such other list or lists revised to accord with his relative standing before such additional credits were added, and he shall not be allowed such additional credits in any other entrance examinations. If he has received a permanent appointment from a list of eligibles derived from a promotive examination in which he has requested and been allowed the additional credits of 3% as herein provided, and has served the full probationary period therein as provided in this Charter, such additional credits of 3% that have been allowed him on lists of eligibles derived from other promotive examinations shall be automatically cancelled, and his rank on such other list or lists revised to accord with his relative standing before such additional credits were added, and he shall not be allowed such additional credits in any other promotive examinations.* The civil service commission may, for services or employment specified by the commission, allow general or individual preference, but not less than 10 per cent, for entrance appointment of veterans who have suffered permanent disability in line of duty, pro-

vided that such disability would not prevent the proper performance of the duties required under such service, or employment, and provided that such disability is of record in the United States Veterans Bureau.

*Ordered submitted by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

### Charter Amendment to Provide for the Assignment of Municipal Railway Conductors and Motormen to Duty as Bus Operators

Charter Amendment No. 3, as follows:

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco, State of California, to amend the Charter of said City and County by amending Section 125 thereof, relating to employees engaged in public utility work, to provide for assignment of platform men of the Municipal Railway to duty as bus operators at the salary fixed for bus operators and without loss of seniority.

The Board of Supervisors of the City and County of San Francisco hereby submits to the electors of said City and County at the general election to be held on the 7th day of November, 1939, a proposal to amend Section 125 of the Charter, relating to employees engaged in public utility work, to read as follows:

#### Employments

Section 125. All employees engaged in public utility work at the time this charter shall go into effect, and who have been permanently appointed to their respective positions in conformity with the civil service provisions of this charter, shall become employees of the public utilities commission under the classification held by each such employee at such time. All persons employed in the operating service of any public utility hereafter acquired by the city and county at the time the same is taken over by the city and county, and who shall have been so employed for at least one year prior to the date of such acquisition, shall be continued in their respective positions and shall be deemed appointed to such positions, under, and entitled to all the benefits of, the civil service provisions of this charter; provided, however, that no person who is not a citizen of the United States shall be so continued in or appointed to his position. All persons residing outside the city and county claiming the benefit of this provision and who are not engaged on such utility work outside of the limits of the city and county shall be allowed a reasonable time, not exceeding one year, to become residents of the city and county.

Persons employed as platform men or bus operators in the operating department of the municipal railway system shall be subject to the following conditions of employment: The basic hours of labor shall be eight hours, to be completed within ten consecutive hours; there shall be one day of rest in each week of seven days; all labor performed in excess of eight hours in any one day, or six days in any one week, shall be paid for at the rate of time and one-half.

*Conductors and motormen may be assigned to duty as bus operators and while assigned to such duty they shall receive the compensation fixed for such service. Such assignment shall be governed by seniority of service, subject to a qualifying test by the railroad management as to competency and to state law as to qualifications and licensing.*

Positions and employments in the municipal airport, which airport by this charter is placed under the jurisdiction of the public utilities commission, shall be continued and the employees thereof shall, sub-

ject to the approval of the commission, be appointed by and hold office at the pleasure of the manager of utilities. See Digest—Francis v. Leavy, p. 134; Archer v. Civil Service Commission, p. 136.

*Ordered submitted by the following vote:*.....

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

## ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.

### Adopted

The following recommendation of his Honor, the Mayor, was taken up:

Leave of Absence—Hon. Jesse C. Colman  
(Series of 1939)

Resolution No. 531, as follows:

Resolved, That in accordance with the recommendation of his Honor the Mayor, Honorable Jesse C. Colman, member of the Board of Supervisors, is hereby granted a leave of absence for a period of ten days, commencing September 12, 1939, with permission to leave the State.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—10.

Absent: Supervisor Mead—1.

### Adopted

## Wage Scales—Private Employment on Public Contract (Series of 1939)

Supervisor Roncovieri presented Resolution No. 532, as follows:

Resolved, That the highest general prevailing rate of wages paid in private employment to various crafts in the City and County of San Francisco, including wages paid on holidays and for overtime work, is hereby determined and declared to be as herein set forth. Except as herein otherwise specifically provided, the wages herein fixed are *for journeymen and* are based on an eight hour-day, five days per week.

## SECTION 1—BUILDING AND CONSTRUCTION TRADES

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Asbestos Workers .....	\$1.25	Double time after 8 hours.
Asphalt Rakers and Ironers .....	1.10	Time and one-half first 4 hours after 8 hours; double thereafter
Asphalt Shovelers .....	.81¼	Time and one-half first 4 hours after 8 hours; double thereafter
Bricklayers and Stone Ma- sons (6-hour day), (includ- ing granite curbs) .....	1.75	Double time after 6 hours
Bricklayers' tenders and hod carriers (6-hour day), (\$1 day extra for work under- ground) .....	1.25	Double time after 6 hours

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Carpenters & cabinet makers (including hardwood floor- men) .....	1.25	Time and one-half first 4 hours after 8 hours; double thereafter
Cement Finishers .....	1.25	Double time after 8 hours
Cribbers .....	1.10	Time and one-half first 4 hours after 8 hours; double thereafter
Electrical Workers (including Fixture Hangers) .....	1.37½	Double time after 8 hours
Elevator Constructors .....	1.50	Double time after 8 hours
Elevator Constructors' Helpers .....	1.05	Double time after 8 hours
Engineers:		
Compressor operators (on steel erection) .....	1.25	Double time after 8 hours
Derricks and Asphalt Plant .....	1.50	Double time after 8 hours
Building Material Hoists..	1.37½	Double time after 8 hours
Pile Drivers, Locomotive Cranes .....	1.50	Double time after 8 hours
Roller Engineers and Clam- shell Operators, Concrete Mixers and Mechanical Finishers, Asphalt Burn- ers and Concrete Busters .....	1.50	Double time after 8 hours
Trench Machine .....	1.50	Double time after 8 hours
Firemen (Asphalt Plants) .....	1.10	Double time after 8 hours
Truck Crane Engineers ...	1.66⅔	Double time after 8 hours
Caterpillar Engineer, 50 h.p. and Over .....	1.50	Double time after 8 hours
Operators of Power Shovels and/or Other Excavating Equipment with Power Shovel Control When Used on Excavating Operations (6-hour day) .....	2.00	Double time after 6 hours
Shovel Firemen, Watchman Oiler (6-hour day) .....	1.33⅓	Double time after 6 hours
Glass Workers, Including Art Glass .....	1.21	Time and one-half first 2 hours after 8 hours; double thereafter
Granite Workers:		
Nozzle Men .....	1.25	Double time after 8 hours
Rod Men .....	1.25	Double time after 8 hours
Finishers .....	1.25	Double time after 8 hours
Ground Wire Men .....	1.25	Double time after 8 hours
Gun Men .....	.90	Double time after 8 hours
Mixer Men .....	1.00	Double time after 8 hours
Rebound Men .....	.81¼	Double time after 8 hours
Foreman (\$1 per day above highest craftsman) .....		Double time after 8 hours
Housesmiths:		
Reinforced Concrete .....	1.25	Double time after 8 hours
Iron Workers:		
Bridge, Structural, Rigger .....	1.60	Double time after 8 hours
Derrick Engineers .....	1.50	Double time after 8 hours
Bronze and Ornamental (in- cluding erection of steel and iron fences) .....	1.25	Time and one-half first 4 hours after 8 hours; double thereafter

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
<b>Laborers:</b>		
Construction and General ..	.81¼	Time and one-half first 4 hours after 8 hours; double thereafter
Mixer Operators .....	.87½	Time and one-half first 4 hours after 8 hours; double thereafter
Jackhammer Men .....	.97	Time and one-half first 4 hours after 8 hours; double thereafter
Vibrator Man (Over 2½-inch shaft diameter) .....	.97	Time and one-half first 4 hours after 8 hours; double thereafter

Hours of Work for Laborers: Hours of work for laborers shall not exceed eight hours in any one day, said eight hours to commence at 8:00 a. m. and to continue for eight continuous hours thereafter, provided, however, that where shift work is necessary the following conditions shall prevail:

First shift shall commence at 8:00 a. m. and continue for eight hours of continuous work, and the second shift shall commence at 5:00 p. m. and continue for eight hours continuous work. Provided further, that the time not exceeding one hour allowed for meals during any one shift shall not be deemed to break the continuity of work. Where more than two shifts are employed, each shift shall work seven hours of continuous work.

Compensation for all service between 8:00 a. m. and 5:00 p. m., 81¼ cents per hour. Where second shift only is used, 81¼ cents per hour. Where three shifts are used, eight hours' pay at 81¼ cents per hour for seven hours' work, except in shift work all time before 8:00 a. m. and after 5:00 p. m. overtime rate shall prevail.

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Lathers (6-hour day) wood and/or metal .....	1.60	Double time after 6 hours
<b>Marble Trades:</b>		
Shopmen and Helpers .....	.81¼	Time and one-half first 4 hours after 8 hours; double thereafter
Polishers .....	.78¾	Time and one-half first 4 hours after 8 hours; double thereafter
Bed Rubbers .....	.84¾	Time and one-half first 4 hours after 8 hours; double thereafter
Cutters, Coppers, Carborundum Men .....	.90	Time and one-half first 4 hours after 8 hours; double thereafter
Carvers .....	1.02½	Time and one-half first 4 hours after 8 hours; double thereafter
Marble Masons and Setters..	1.31¼	Time and one-half first 4 hours after 8 hours; double thereafter
Mosaic and Terazzo Workers	1.12½	Time and one-half after 8 hours
Mosaic and Terazzo Workers' Helpers .....	.75	Time and one-half after 8 hours
Mucker .....	.90	Time and one-half first 4 hours after 8 hours; double thereafter
Painters .....	1.25	Time and one-half after 7 hours
Painters, Structural Iron Work .....	1.37½	Time and one-half after 8 hours
Painters, Varnishers and Polishers .....	1.10	Time and one-half after 8 hours
Pile Drivers .....	1.40	Double time after 8 hours
Plasterers (6-hour day) .....	1.66½	Double time after 6 hours



<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Plasterers' Tenders and Hod Carriers (6-hour day) .....	1.40	Double time after 6 hours
Plumbers and Gas Fitters (including pipe calking)....	1.40	Double time after 8 hours; Saturday morning at straight time on existing installations
Ornamental Plasterers:		
Casters (6-hour day) .....	1.50	Double time after 6 hours
Model Makers (6-hour day) .....	1.50	Double time after 6 hours
Modelers (6-hour day).....	2.00	Double time after 6 hours
Roofers and Waterproofers....	1.21	Time and one-half first 4 hours after 8 hours; double thereafter
Sheet Metal Workers .....	1.25	Time and one-half first 4 hours after 8 hours; double thereafter
Sprinkler Fitters .....	1.25	Double time after 8 hours
Steam Fitters .....	1.37½	Double time after 8 hours
Stone Cutters:		
Soft and granite, including granite curbs .....	1.12½	Time and one-half first 4 hours after 8 hours; double thereafter
Stone Derrickmen .....	1.25	Double time after 8 hours
Tile Setters .....	1.37½	Double time after 8 hours
Tile Setters' Helpers .....	.87½	Double time after 8 hours
Timberman (tunnel) .....	1.10	Time and one-half first 4 hours after 8 hours; double thereafter
Dump Truck Drivers (7-hour Day)		
2 yards or less, water level per day.....		\$ 7.00
3 yards, water level per day.....		7.50
4 yards, water level per day.....		8.00
5 yards, water level per day.....		8.00
6 yards, water level per day.....		8.50
7 yards, water level per day.....		9.00
Over 7 yards, water level per day.....		10.00
Truck Drivers of Concrete Mixer Trucks (7-hour Day)		
2 yards or less per day.....		\$ 7.50
3 yards per day.....		8.00
4 yards per day.....		8.50
5 yards per day.....		8.50
6 yards per day.....		9.00

Tractor Driver (up to 35 h.p.) (6-hour day) .....	8.00	Time and one-half after 6 hours
Tractor Driver (over 35 h.p. to 50 h.p.) (6-hour day) .....	9.00	Time and one-half after 6 hours
(Working time for truck drivers, tractor drivers and all engineers shall be reckoned by half day and full day. Overtime for truck drivers at time and a half after seven hours.)		

## SECTION 2—BUILDING TRADE—SHOP RATES

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Cabinet Workers, Millmen, Machine and Bench Hands (Shop) .....	\$1.06¼	
Varnishers and Polishers (Shop) .....	1.10	

## SECTION 3—METAL TRADES—FIELD RATES

Blacksmiths .....	\$1.30	Time and one-half after 8 hours
Boilermakers .....	1.50	Time and one-half after 8 hours
Boilermakers' Helpers .....	1.25	Time and one-half after 8 hours

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Machinists .....	1.25	Double time after 8 hours
(On new work)		
Machinists' Helpers .....	.85	Double time after 8 hours
(On new work)		
Machinist (Maintenance) ....	1.12½	Double time after 8 hours

## SECTION 4—METAL TRADES—SHOP RATES

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Pattern Makers (based on 7-hour day) .....	\$1.50	Time and one-half first 4 hours after 7 hours; double thereafter
Molders and Coremakers .....	1.10	Time and one-half first 4 hours after 8 hours; double thereafter
Blacksmiths .....	1.30	Time and one-half first 4 hours after 8 hours; double thereafter
Blacksmiths' Helpers .....	.75	Time and one-half first 4 hours after 8 hours; double thereafter
Boilermakers .....	1.10	Time and one-half first 4 hours after 8 hours; double thereafter
Boilermakers' Helpers .....	.75	Time and one-half first 4 hours after 8 hours; double thereafter
Machinists .....	1.00	Double time after 8 hours
Machinists (Maintenance) ..	1.12½	Double time after 8 hours
Machinists' Helpers .....	.75	Double time after 8 hours
Machinists' Helpers (Maintenance) .....	.85	Double time after 8 hours
Ornamental Iron Workers (Shop) .....	1.12½	Time and one-half first 4 hours after 8 hours; double thereafter

*Rates of Pay for Classifications in Structural Iron Works (Shop)*

<i>Per Hour</i>	<i>Per Hour</i>
Template Maker .....	\$ .90
Layout .....	.90
Flange Turner .....	.90
Fitter .....	.85
Welder .....	.85
Blacksmith .....	.80
Riveter .....	.80
Burner .....	.70
Multiple Drill Operator .....	.70
Rack Punch Operator .....	.70
Bulldozer .....	.65
Drill Press Operator .....	.65
Millman .....	.65
Punchman .....	.65
Shearman .....	.65
Holderon .....	.65
Bolt and Rivet Maker .....	.60
Duplicator .....	.625
Fitter Helper .....	.60
Craneman .....	.60
Slinger .....	.575
Heater Boy .....	.575
Reamer .....	.575
Bolt Threader .....	.575
Painter, Brush .....	.575
Painter, Spray .....	.725
Sand Blaster .....	.725
Miscellaneous Helpers:	
Over 3 months' experience ..	.575
Less than 3 months' experience ..	.50
Toolmaker .....	1.10
Time and one-half first 4 hours after 8 hours; double thereafter	

## SECTION 5—MISCELLANEOUS TRADES

<i>Craft</i>	<i>Rate</i>	<i>Craft</i>	<i>Rate</i>
Well Drillers .....	\$1.10	Powderman .....	1.10
Well Drillers (hand tool foremen) .....	1.10	Washers, Polishers and Greasers (garagemen) .....	.75
Diamond Drillers .....	1.10	<i>Overtime Rate</i>	

## SECTION 6—CULINARY WORKERS

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Head Cook .....	\$37.50	\$1.50 hour
Other Cooks .....	32.50	\$1.50 hour
Cooks' Helpers .....	25.00	\$1.50 hour
		(Short shifts, not less than 3 hours, \$1 hour)
Waiters .....	21.00	\$0.75 hour
Waitresses .....	21.00	\$0.75 hour
Dishwasher and Vegetable Man (straight shift) .....	17.50	\$0.50 hour
Dishwasher and Vegetable Man (broken shift) .....	20.00	\$0.50 hour

## SECTION 7—FURNITURE TRADES

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Carpet Layers, Cutters and Measurers (Linoleum, Cork, Rubber and Mastic) .....	\$10.00	Double time after 8 hours
Carpet Seamstresses (large machines) .....	6.60	Double time after 8 hours
Carpet Seamstresses (small machines) .....	6.05	Double time after 8 hours
Carpet Layers' Apprentices:		
1st 6 months out .....	5.00	Double time after 8 hours
2d 6 months out .....	5.50	Double time after 8 hours
3d 6 months out .....	6.25	Double time after 8 hours
4th 6 months out .....	7.00	Double time after 8 hours
5th 6 months out .....	8.00	Double time after 8 hours
6th 6 months out .....	9.00	Double time after 8 hours
Shade and Drapery Makers and Hangers (including Venetian Blinds) .....	8.80	Time and one-half first 4 hours after 8 hours; double thereafter
Upholsterers .....	8.80	Time and one-half first 4 hours after 8 hours; double thereafter
Furniture Handlers, Packers and Strippers .....	6.60	Time and one-half first 4 hours after 8 hours; double thereafter
Drapery Seamstresses .....	5.10	Time and one-half first 4 hours after 8 hours; double thereafter

## SECTION 8—DREDGE BOATS

(8-hour day—4-hour Saturday)

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Dredge Captain .....	\$270	Double time after 8 hours
Leverman .....	245	Double time after 8 hours
Fireman .....	170	Double time after 8 hours
Deckhand .....	170	Double time after 8 hours
Bargeman .....	170	Double time after 8 hours

Wherever welding processes are involved the rate paid for such shall be as herein fixed for the crafts performing the work.

Saturdays and holiday work at double time. Holidays are New Year's Day, Decoration Day, Fourth of July, Labor Day, Admission Day, Armistice Day, Thanksgiving and Christmas.

Nothing herein shall prevent the employment of apprentices properly indentured in accordance with federal or state laws or regulations and at rates of pay as determined in apprentice indentures approved

by the State Department of Industrial Relations and/or in accordance with labor standards set up by the State Apprenticeship Council.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

#### Registration of Voters

Supervisor Brown moved that communication be sent to the Registrar of Voters, expressing appreciation for the establishing of places outside the City Hall for the registration of voters.

No objection and so ordered.

#### Congratulations to President and Manager of San Francisco Baseball Club.

Supervisor Colman, seconded by Supervisors McGowan and Brown, moved that letter be sent to Charlie Graham, President of the San Francisco Baseball Club, and to Frank "Lefty" O'Doul, Manager of the San Francisco "Seals," congratulating them on their splendid work this season and to wish them success in the coming play-off series.

Motion unanimously carried.

#### Dedicatory Ceremonies of Davenport Unit of Ocean Shore Highway

On motion by Supervisor Brown, Supervisor Ratto was appointed to represent the Board of Supervisors at the dedicatory ceremonies of the Davenport Unit of the Ocean Shore Highway, and luncheon, at Davenport, on Sunday, September 17, 1939.

#### Report of Committee for Investigation of Status of Dismissed Firemen.

Supervisor McGowan, member of committee appointed pursuant to motion by Supervisor McSheehy to attempt to find ways and means of placing a number of dismissed temporary firemen on a hold-over list so that they might have the opportunity of securing permanent employment in the future, reported on the deliberations of said committee, and the committee's findings, that nothing can be done for the nine firemen in question.

#### Burlingame Luncheon

Communication from the Burlingame Chamber of Commerce, in reply to request from the Exposition Committee of the Board of Supervisors for change of date of luncheon to be held on September 22, 1939, was received and read by the Clerk. The Burlingame Chamber of Commerce regretted its inability to change the date for the luncheon, due to the fact that so many civic leaders and officials had already been notified of the date and the time.

#### ADJOURNMENT

There being no further business, the Board, at the hour of 6 P. M., adjourned.

DAVID A. BARRY, Clerk

Approved by the Board of Supervisors, September 18, 1939.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,  
City and County of San Francisco.

Vol. 34

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No. 40

Monday, September 18, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco



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# JOURNAL OF PROCEEDINGS

## BOARD OF SUPERVISORS

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**MONDAY, SEPTEMBER 18, 1939, 2 P. M.**

In Board of Supervisors, San Francisco, Monday, September 18, 1939.  
The Board of Supervisors met in regular session.

### **CALLING THE ROLL**

The roll was called and the following Supervisors were noted present:

Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

Quorum present.

President Warren Shannon presiding.

Supervisor Meyer excused.

Supervisor Brown was excused from attendance at 5:45 P. M.

### **APPROVAL OF JOURNALS**

The Journal of Proceedings of the meeting of September 11, 1939, was considered read and approved.

### **Presentation of Proposed Charter Amendment**

Permission having been granted him, Supervisor Colman, at the request of Captain Webb and Lieutenant Shaughnessy, representing the Captains and the Lieutenants of the Fire Department, presented the following proposed Charter Amendment, providing for increases in salaries to Captains and Lieutenants, of \$15 and \$12.50 per month, respectively, and moved suspension of the rules for the purpose of immediate consideration thereof. Motion seconded by Supervisor Uhl, and unanimously carried.

### **Ordered Submitted**

#### **Charter Amendment No. 4**

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco, State of California, an amendment to Section 36 of the Charter relating to the Fire Department.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County at an election to be held on the 7th day of November, 1939, in the City and County of San Francisco, a proposal to amend said Charter as herein set forth by amending Section 36 thereof relating to the Fire Department.

#### **Fire Department**

Section 36. The fire department shall be under the management of a fire commission, consisting of three members, who shall be appointed by the mayor and each of whom shall receive an annual compensation of twelve hundred dollars (\$1200). The term of each commissioner shall be four years, commencing at twelve o'clock noon on the 15th day of January in the years 1932, 1933 and 1934, respectively, and the

mayor, after the 8th day of January, 1932, shall reorganize the commission to provide for four-year terms of three commissioners, as specified in this section.

The fire commission shall appoint a chief engineer, a secretary and a department physician who shall hold office at its pleasure.

The fire commissioners shall be successors in office of the fire commissioners holding office in the city and county at the time this charter shall go into effect, and shall have all the powers and duties thereof, except as in this charter otherwise provided. The commissioners shall have power, upon recommendation of the chief engineer, to send fire boats, apparatus and men outside of the City and County of San Francisco for fire-fighting purposes.

Positions of officers and employees of the fire department legally authorized shall continue, and incumbents therein legally appointed thereto shall continue as the officers and employees of the department under the conditions governing their respective appointments, and except as in this charter otherwise provided. The annual compensations for the several ranks in the department shall be as follows: Chief engineer, \$7,200; first assistant and second assistant chief engineers, \$4,800; battalion chiefs, \$4,200; captains, \$3,000; lieutenants, \$2,820; engineers, \$2,640; chief's operators, \$2,520; drivers, stokers, tillermen, truckmen and hosemen, for first year of service, \$2,160; for second year of service, \$2,280; and for the third year of service and thereafter \$2,400; pilots of fire boats and marine engineers of fire boats, \$3,060; firemen of fire boats, \$2,460.

Each period of twenty-four hours shall be divided into two tours of duty, to-wit: from eight o'clock A. M. to six o'clock P. M., and from six o'clock P. M. to eight o'clock A. M. The uniformed force of the fire department shall be divided into two platoons, the officers and members assigned to which shall alternate on the tours of duty at intervals of not more than one week. No officer or member shall be required to remain on duty for more than fourteen consecutive hours, except when changing from one tour of duty to the other, or in case of a conflagration requiring the services of more than one-half of the force of the department.

On the recommendation of the chief engineer, the commission may reward any member of the department for heroic or meritorious conduct, the form or amount of said award to be discretionary with the commission, but not to exceed one month's salary in any one instance.

The chief engineer, or in his absence any assistant chief engineer, or in their absence any battalion chief in charge, may, during a conflagration, cause to be cut down or otherwise removed any buildings or structures for the purpose of checking the progress of such conflagration.

*Ordered submitted by the following vote:*

Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

## SPECIAL ORDER—2:30 P. M.

## Consideration Postponed

## Supervisor Uhl's Motion to Repeal the Parking Meter Ordinance.

Supervisor Uhl's motion to repeal the Parking Meter Ordinance was considered by the Streets Committee on Wednesday, June 28th, and is referred back to the Board with the recommendation that the Ordinance be not repealed.

*July 5, 1939—Consideration postponed to July 10, 1939, at 2:30 P. M.*

*July 10, 1939—Consideration postponed to July 17, 1939, at 2:30 P. M.*

*July 17, 1939—Consideration postponed to Aug. 7, 1939, at 2:30 P. M.*

*Aug. 7, 1939—Inadvertently omitted from Calendar and restored to clear the Record.*

*August 14, 1939—Consideration postponed to September 11, 1939, at 2:30 P. M.*

*On motion by Supervisor Uhl, consideration postponed to Sept. 11, 1939, at 2:30 P. M.*

*Sept. 11, 1939—Remain on Calendar; Consideration postponed until receipt of Report from City Engineer to Chief Administrative Officer as to his findings on the experience of eastern cities where parking meters have been installed.*

*September 18, 1939—Consideration postponed to September 25, 1939, at 2:30 P. M.*

## SPECIAL ORDER—4 P. M.

## Consideration Postponed

Memorializing President, Senate and House to Remove Federal Prison on Alcatraz Island, and to Replace Same with Statue of "Pacifica"  
(Series of 1939)

Resolution No. ...., as follows:

Whereas, The Golden Gate and San Francisco Bay are famed throughout the world as forming one of the greatest and most beautiful natural harbors in the world and a haven to travelers, a port to world commerce and the Western Gateway to this land of abundance, democracy, freedom and peace; and

Whereas, At the Eastern Gateway to our nation, in New York Harbor, the Statue of Liberty stands as a fitting tribute to our ideal of freedom and an example to the oppressed of other lands; and

Whereas, At the Western Gateway in San Francisco Harbor our nation displays no symbol of any ideal but instead maintains on Alcatraz Island a desecration and a symbol to crime and stern punishment in the form of a Federal prison; and

Whereas, Peace is another great ideal to which we aspire for ourselves and all the world and it is most fitting that this be symbolized at this Western Gateway; therefore, be it

Resolved, That this Board of Supervisors of the City and County of San Francisco memorialize the President of the United States and the Congress to replace the Federal prison on Alcatraz Island in San Francisco Bay with a great statue of Pacifica, as a symbol of Peace, and that in anticipation of this magnificent objective, the United States Government immediately take steps to remove the Federal prison from this great Western Gateway; and be it further

Resolved, That copies of this resolution be sent to the President of the United States, to our representatives in the United States Senate and House of Congress, and to the Press.

*July 10, 1939—Presented by Supervisor McSheehy and referred to Public Buildings, Lands and City Planning Committee.*

*August 28, 1939—Called out from Committee by Supervisor McSheehy and made a Special Order of Business for Tuesday, September 5, 1939, at 4 P. M.*

*September 5, 1939—Consideration postponed until September 11, 1939, at 4 P. M.*

*September 11, 1939—Consideration postponed until September 18, 1939, at 4 P. M.*

*September 18, 1939—Consideration postponed to September 25, 1939, at 4 P. M.*

## UNFINISHED BUSINESS

### Final Passage

The following recommendations of Finance Committee, heretofore passed for second reading, were taken up:

**Authorizing a Supplemental Appropriation of \$1,017 Out of the Surplus Existing in the Land Purchase Reserve, San Francisco Water Department, for the Purchase of Lot 1, Assessor's Block Number 4658, Required for the San Francisco Water Department.**

(Series of 1939)

Bill No. 314, Ordinance No. 309, as follows:

Authorizing a supplemental appropriation of \$1,017 out of the surplus existing in the Land Purchase Reserve, San Francisco Water Department, for the purchase of Lot 1, Assessor's Block Number 4658, required for the San Francisco Water Department.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,017 is hereby appropriated and set aside out of the surplus existing in the Land Purchase Reserve, San Francisco Water Department, for the purchase of Lot 1, Assessor's Block Number 4658, required for the San Francisco Water Department.

Recommended by the Manager of Utilities.

Approved as to form by the City Attorney.

Approved by the Public Utilities Commission.

Approved by the Mayor.

Approved as to funds available by the Controller.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

**Creating Position of Secretary, Public Welfare Department, at \$200 per Month Salary, and Appropriating \$1900 from Surplus in Permanent Salary Fund of that Department, to Provide Compensation Therefor.**

(Series of 1939)

Bill No. 315, Ordinance No. 310, as follows:

Reappropriating \$1,900 out of surplus existing in Appropriation No. 956.101.00 to the credit of Appropriation No. 956.101.00 creating the

position of one Secretary at \$200 per month in the office of the Public Welfare Department, and providing the compensation therefor, for the period September 16, 1939, to June 30, 1940.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,900 is hereby reapportioned out of surplus existing in Appropriation No. 956.101.00 to the credit of Appropriation No. 956.101.00 to provide funds for the compensation of one Secretary at \$200 per month in the office of the Public Welfare Department for the period September 16, 1939, to June 30, 1940.

Section 2. The position of one Secretary at \$200 per month in the office of the Public Welfare Department is hereby created.

Recommended by the Director of Public Welfare.

Approved by the Public Welfare Commission.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Approved by the Civil Service Commission.

### Final Passage

The foregoing Bill, consideration of which had been temporarily postponed, was, subsequently during the proceedings taken up, and after explanation by Mr. Frank Y. McLaughlin, Director of Public Welfare, was *finally passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon—8.

No: Supervisor Uhl—1.

Absent: Supervisors Meyer, Schmidt.

An ordinance amending Bill 192, Ordinance 186, Section 66, (Public Welfare Department) by adding Item 11.1, 1-B419½ Secretary, Public Welfare Commission at \$200, and changing the Class numbers under Items 26 and 28 from T156 to T165.

(Series of 1939)

Bill No. 316, Ordinance No. 311, as follows:

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 66, is hereby amended as follows:

### Section 66. PUBLIC WELFARE DEPARTMENT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	2	B4	Bookkeeper .....	\$ 175
2	1	B14	Senior Accountant .....	275
3	1	B210	Office Assistant .....	85
4	7	B222	General Clerk .....	150
5	1	B228	Senior Clerk .....	200
6	1	B239	Statistician .....	180
7	48	B408	General Clerk-Stenographer .....	150

## Section 66. PUBLIC WELFARE DEPARTMENT—(Continued)

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
8	1	B408	General Clerk-Stenographer .....	160
9	1	B408	General Clerk-Stenographer .....	175
10	1	B408	General Clerk-Stenographer .....	185
11	2	B412	Senior Clerk-Stenographer .....	175
11.1	1	B419½	Secretary, Public Welfare Commission .....	200
12	2	B454	Telephone Operator .....	150
13	1	B510	Braille Typist .....	150
14	23	B512	General Clerk-Typist .....	150
15	1	L360	Physician .....	150
16	66	T152	Junior Social Service Investigator .....	150
17	1	T152	Junior Social Service Investigator .....	155
18	6	T152	Junior Social Service Investigator .....	165
19	30	T156	Social Service Investigator .....	150
20	7	T156	Social Service Investigator .....	180
21	1	T158	Supervisor of Inquiries .....	180
22	3	T160	Senior Social Service Investigator .....	200
23	1	T160	Senior Social Service Investigator .....	215
24	3	T161	Case Supervisor .....	225
25	1	T161	Case Supervisor .....	200
26	1	T156	Social Service Director .....	300
27	1	T163	Director of Public Welfare .....	500
28	1	T156	Social Service Director .....	250

Seasonal, Clerical and other Temporary Services (as needed) at rates not in excess of Salary Standardization Schedules.

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Finally passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Shannon—8.

No: Supervisor Uhl—1.

Absent: Supervisors Meyer, Schmidt.

Reappropriating \$60 from Funds of Department of Public Works, to Provide Increase in Salary, \$5 per Month, Pursuant to Court Order.

(Series of 1939)

Bill No. 317, Ordinance No. 312, as follows:

Reappropriating the sum of \$60 from App. 938.103.00—Wages, Bureau of Building Repair—to the credit of App. 938.101.02—Salaries—Maintenance Bureau of Building Repair—to provide an increase of \$5.00 per month for an elevator operator, in accordance with Superior Court Order No. 281,265 ordered by the Honorable Franklin A. Griffin, Judge of Superior Court, Department 5. This increase in elevator operator's salary is for the fiscal year 1939-1940.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$60.00 is hereby appropriated and set aside from App. 938.103.00—Wages, Bureau of Building Repair—to the credit of App. 938.101.02—Salaries—Maintenance Bureau of Building Repair—to provide an increase of \$5.00 per month for an elevator operator, in accordance with Superior Court Order No. 281,265, ordered by the Honorable Franklin A. Griffin, Judge of Superior Court, Department 5.



This increase in elevator operator's salary is for the fiscal year 1939-1940.

Recommended by Director, Department of Public Works.

Approved by Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

*Finally passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncoviari, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

An Ordinance Amending Bill 196, Ordinance 186, Section 42 (Department of Public Works—Bureau of Building Repair) by Decreasing the Number of Employments Under Item 10 from 12 to 11 C52 Elevator Operator at \$155 and by Adding Item 10.1, 1 C52 Elevator Operator at \$160, Effective July 1, 1939.

(Series of 1939)

Bill No. 318, Ordinance No. 313, as follows:

An ordinance amending Bill 196, Ordinance 186, Section 42 (Department of Public Works—Bureau of Building Repair) by decreasing the number of employments under Item 10 from 12 to 11 C52 Elevator Operator at \$155 and by adding Item 10.1, 1 C52 Elevator Operator at \$160, effective July 1, 1939.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 42 of Bill 196, Ordinance 186, is hereby amended to read as follows:

#### Section 42. DEPARTMENT OF PUBLIC WORKS— BUREAU OF BUILDING REPAIR

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	A8	Assistant Superintendent of Maintenance and Repair of Public Buildings.....	\$ 300
2	1	A10	Superintendent of Maintenance and Repair of Public Buildings .....	375
3	1	A161	General Foreman Carpenter, D.P.W.....	250
4	1	A208	General Foreman Cement Finisher, D.P.W.....	275
5	1	A358	General Foreman Painter, D.P.W.....	293.75
6	1	A408	General Foreman Plumber, D.P.W.....	300
7	1	A460	General Foreman Sheet Metal Worker, D. P. W. ....	300
8	1	A506	General Foreman Steamfitter, D.P.W.....	275
9	1	E112	General Foreman Electrician, D.P.W.....	250
10	11	C52	Elevator Operator .....	155
10.1	1	C52	Elevator Operator .....	160
11	1	C52	Elevator Operator .....	154
12	3	C52	Elevator Operator .....	145
13	1	C54	Elevator Starter .....	180

Section 42. **DEPARTMENT OF PUBLIC WORKS—**  
**BUREAU OF BUILDING REPAIR—Continued.**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
14	1	C102	Janitress .....	140
15	1	C102	Janitress (part time) .....	75
16	37	C104	Janitor .....	155
17	17	C104	Janitor .....	145
18	5	C104	Janitor .....	165
19	1	C107	Working Foreman Janitor .....	190
20	2	C108	Foreman Janitor .....	175
21	1	C108	Foreman Janitor .....	180
22	1	C110	Head Janitor .....	260
23	2	C152	Watchman .....	155
24	3	C152	Watchman .....	145
25	3	C202	Window Cleaner .....	160
26	2	C202	Window Cleaner .....	170
27	1	C204	Sub-Foreman Window Cleaner .....	185
28	5	O166	Fireman Stationary Steam Engines .....	185
29	7	O168	Engineer Stationary Steam Engines .....	220
30	1	O172	Chief Engineer Stationary Steam Engines .....	300
31	1	O172	Chief Engineer Stationary Steam Engines .....	280

Approved by the Civil Service Commission.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

Reappropriating \$1,620 Out of Surplus Existing in Appropriation No. 928.101.01 to the Credit of Appropriation No. 928.101.01, Creating the Position of 1 B228 Senior Clerk at \$180 per Month in the Office of the Tax Collector, Department of Finance and Records, Providing the Compensation Therefor for the Period October 1, 1939 to June 30, 1940; and Abolishing the Position of 1 B222 General Clerk at \$160 per Month in the Same Department.

(Series of 1939)

Bill No. 319, Ordinance No. 314, as follows:

Reappropriating \$1,620 out of surplus existing in Appropriation No. 928.101.01 to the credit of Appropriation No. 928.101.01, creating the position of 1 B228 Senior Clerk at \$180 per month in the office of the Tax Collector, Department of Finance and Records, providing the compensation therefor for the period October 1, 1939, to June 30, 1940; and abolishing the position of 1B222 General Clerk at \$160 per month in the same department.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,620 is hereby reappropriated and set aside out of surplus existing in Appropriation No. 928.101.01 to the credit of Appropriation No. 928.101.01 to provide funds for the compensation of 1 B228 Senior Clerk at \$180 per month in the office of the Tax Collector, Department of Finance and Records, for the period October 1, 1939, to June 30, 1940.

Section 2. The position of 1 B228 Senior Clerk at \$180 per month in the office of the Tax Collector, Department of Finance and Records,

is hereby created; the position of 1 B222 General Clerk at \$160 per month in the same department is hereby abolished.

Recommended by the Director, Dept. of Finance and Records.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

Approved as to funds available by the Controller.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

An Ordinance Amending Bill 196, Ordinance 186, Section 31 (Department of Finance and Records—Tax Collector) by Decreasing the Number of Employments Under Item 12 from 9 to 8 B222 General Clerk at \$160 and Adding Item 13.1, 1 B228 Senior Clerk at \$180.

(Series of 1939)

Bill No. 320, Ordinance No. 315, as follows:

An ordinance amending Bill 196, Ordinance 186, Section 31 (Department of Finance and Records—Tax Collector) by decreasing the number of employments under Item 12 from 9 to 8 B222 General Clerk at \$160 and adding Item 13.1, 1 B228 Senior Clerk at \$180.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 31 of Bill 196, Ordinance 186, is hereby amended to read as follows:

# Section 31. DEPARTMENT OF FINANCE AND RECORDS— TAX COLLECTOR

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B93	Tax Collector .....	\$ 666.66
2	1	B92	Chief Clerk .....	325
3	1	B89	Director, Bureau of Licenses .....	250
4	1	B102	Teller .....	240
5	1	B102	Teller .....	180
5.1	1	B102	Teller .....	200
6	1	B105	Assistant Cashier, Tax Collectors Office.....	240
7	1	B108	Cashier, Tax Collector's Office .....	300
8	1	B222	General Clerk .....	215
9	13	B222	General Clerk .....	200
11	3	B222	General Clerk .....	175
12	8	B222	General Clerk .....	160
12.1	5	B222	General Clerk .....	155
13	1	B228	Senior Clerk .....	200
13.1	1	B228	Senior Clerk .....	180
14	1	B234	Head Clerk .....	275
16	2	B408	General Clerk-Stenographer .....	175
17	2	B408	General Clerk-Stenographer .....	155
18	1	B412	Senior Clerk-Stenographer .....	200

**Section 31. DEPARTMENT OF FINANCE AND RECORDS—  
TAX COLLECTOR (Cont.)**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
19	1	G154	Senior Inspector of Licenses .....	250
20	2	G153	Adjuster, Tax Collector's Office .....	215
21	1	B91	Director Bureau of Delinquent Revenue....	400
22	1	K4	Attorney, Civil .....	275
23			Seasonal Clerical and other Temporary services as needed at rates not in excess of salary standardization schedules.	

Approved by the Civil Service Commission.

*Finally passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

**Final Passage**

The following recommendations of Streets Committee, heretofore passed for second reading, were taken up:

**Creating Underground District—Filbert Street Between Powell  
and Stockton Streets  
(Series of 1939)**

Bill No. 323, Ordinance No. 316, as follows:

Creating underground district—Filbert Street between Powell Street and Stockton Street, to be designated as Underground District No. 99.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. An additional district in which it shall be unlawful to maintain poles and overhead wires, except trolley poles and wires, six months after the passage of this Ordinance, is hereby designated, to-wit:

Underground District No. 99—Filbert Street between Powell Street and Stockton Street.

Approved as to form by the City Attorney.

*Finally passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

**NEW BUSINESS**

**Adopted**

The following recommendations of Finance Committee were taken up:

**Refunds of Erroneous Payments of Taxes  
(Series of 1939)**

Resolution No. 533, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes, to-wit:

From Duplicate Tax Fund—Appropriation 005.

1. Bank of America, N. T. & S. A., per Vol. 42, Bill 2828, Lot 45, Block 6995, both Installments, Fiscal Year 1938.....\$74.80
2. Thomas S. Webb, per Vol. 37, Bill 987, Lot 5, Block 6201, 1st Installment, Fiscal Year 1938 ..... 10.10

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

### Approval of Warrants, Islais Creek Reclamation District

(Series of 1939)

Resolution No. 534, as follows:

Be it Resolved, That the following warrants of Islais Creek Reclamation District:

No. 858 to Wm. Taaffe & Co., Edward J. Taaffe, Page Taaffe for..\$250.78  
No. 859 to San Francisco News for ..... 18.02

payable out of the funds of said District, be and the same are hereby approved; and that the President of the Board of Supervisors of the City and County of San Francisco, as Chairman of the Board of Supervisors thereof, and the Clerk of said Board be and they are hereby authorized and directed to sign and certify to the foregoing approval of said warrants on each of said warrants.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

### President to Appoint Committee of Three Supervisors to Represent San Francisco at Convention of League of California Municipalities.

(Series of 1939)

Resolution No. 535, as follows:

Resolved, That the President of the Board be and he is hereby respectfully requested to appoint a committee of three supervisors to represent the City and County of San Francisco at convention of the League of California Municipalities at the Hotel Oakland, Oakland, California, September 18 to 21, 1939, inclusive.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

### Adopted

The following recommendations of Finance Committee were taken up:

**City Planning Commission and Secretary and One Member of Staff Thereof Authorized to Attend Convention of the League of California Municipalities at Oakland, September 18, 19, 20, and 21, 1939.**

(Series of 1939)

Resolution No. 536, as follows:

Whereas, The League of California Municipalities will hold its annual

convention on the 18th, 19th, 20th and 21st days of September, 1939, in the City of Oakland, California; and

Whereas, The various City Planning Commissions of the municipalities of the State of California will conduct a conference during the said convention at the same place; and

Whereas, The City Planning Commission of the City and County of San Francisco should be represented at, and participate in said conference; now, therefore, be it

Resolved, That the said City Planning Commission of the City and County of San Francisco, the Secretary therefor and one member of the staff thereof, be, and they are hereby authorized to attend said convention at said time and place.

The foregoing resolution, consideration of which had been temporarily postponed, was again taken up, and after explanation thereof by the Controller as to the necessity for action by the Board of Supervisors, the roll was called and the resolution was *adopted* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, Meyer—2.

**Cancellation of Assessments on Personal Property Located on  
Grounds of Golden Gate International Exposition  
(Series of 1939)**

Resolution No. 537, as follows:

Whereas, The action of the 1939 State Legislature, Chapter 870, Section 1, which became effective July 21, 1939, provided as follows:

"EXEMPTION OF PROPERTY IN GOLDEN GATE INTERNATIONAL EXPOSITION—Personal property which is located on the grounds of the Golden Gate International Exposition, being held during the year 1939 at the City and County of San Francisco, is exempt from taxation for the fiscal year 1939-1940. Any taxes which have been heretofore collected on such property for such fiscal year may be refunded in the same manner as an overpayment of taxes is refunded. If the Golden Gate International Exposition continues to be held at the City and County of San Francisco in the year 1940, this exemption shall also apply to the taxes for the fiscal year 1940-1941."

Therefore, Be It Resolved, That pursuant to the request of the Assessor, and with the consent of the City Attorney, all assessments on personal property included in the above statute, be and they are hereby cancelled.

Consideration of the foregoing Resolution, was, at the request of Supervisor Uhl, who objected to cancellation of assessments on Personal Property located on the grounds of the Golden Gate International Exposition, but used for money-making purposes. Subsequently, however, during the proceedings, the Assessor appeared before the Board and explained the situation, stating that State Legislation provided for the proposed cancellations of assessments, which were, therefore, in his opinion, mandatory.

Thereupon, Supervisor Uhl announced that while he did not favor the cancellation of assessments on personal property used for money-making purposes, he would not oppose the resolution.

Whereupon, the roll was called and the foregoing Resolution was *adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer 1.



## Adopted

Land Purchase—Proposed McLaren Park  
(Series of 1939)

Resolution No. 538, as follows:

Resolved, In accordance with the recommendation of the Park Department, that the City and County of San Francisco accept a deed from THOMAS GALLAGHER, or the legal owner, to Lot 20, Assessor's Block 6163, Lots 8 and 9, Assessor's Block 6164 and Lots 44, 45, 46, 47, 53, 54, 55, 56 and 57, Assessor's Block 6179, San Francisco, and that the sum of \$1,800.00 be paid for said land from Appropriation No. 12.600.03.

The City Attorney shall examine and approve the title to said property.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

## Passed for Second Reading

The following recommendations of Finance Committee were taken up:

Appropriating \$228,000 from Surplus Existing in Municipal Railway Operating Fund for the Purpose of Establishing a Trolley Bus Line from Beale Street to Army Street and Return Along Certain Streets.

(Series of 1939)

Bill No. 327, Ordinance No....., as follows:

Appropriating \$228,000 from surplus existing in Municipal Railway Operating Fund for the purpose of establishing a trolley bus line from Beale Street to Army Street and return along certain streets.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$228,000 is hereby appropriated and set aside out of the surplus existing in the Municipal Railway Operating Fund to the credit of the following appropriations in the amounts indicated:

Appropriation No. 965.400.00 .....	\$116,000	
Appropriation No. 965.500.00 .....	112,000	\$228,000

for the purchase of equipment and for the purchase and construction of pole lines and feeders, overhead wires and storage and service structures and any other structures and appurtenances necessary for extending the Municipal Railway System in the Mission District of the City and County of San Francisco by means of a trolley bus line from Beale Street along Howard Street and Van Ness Avenue South to Army Street; thence along Army Street to Shotwell Street to Twenty-sixth Street; thence along Twenty-sixth Street to Van Ness

Avenue South; thence returning via Van Ness Avenue South and Howard Street to Beale Street.

Approved as to form by the City Attorney.

Recommended by the Manager of Utilities.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved by the Public Utilities Commission.

The foregoing Bill, consideration of which had previously been temporarily postponed at the request of Supervisor Uhl, was again taken up.

In reply to requests by Supervisor Uhl as to balance in the Municipal Railway Operating Fund from which the proposed appropriation was to be made, the Controller announced that there were sufficient amounts in the funds, and pointed out that he had so certified.

Thereupon, the roll was called and the Bill was *passed for second reading* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon—9.

No: Supervisor Uhl—1.

Absent: Supervisor Meyer—1.

#### Reappropriating \$4584 for Creation of Three Positions of Asphalt Finisher at \$8 per Day

(Series of 1939)

Bill No. 328, Ordinance No....., as follows:

Reappropriating the sum of \$4,584 out of surplus existing in Appropriation No. 945.103.00 to the credit of Appropriation No. 945.103.00, creating the positions of three 0278 Asphalt Finishers at \$8 per day in the Department of Public Works, Bureau of Street Repair, and providing the compensation therefor, for the period October 1, 1939 to June 30, 1940.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$4,584 is hereby reappropriated and set aside out of surplus existing in Appropriation No. 945.103.00 to the credit of Appropriation No. 945.103.00 to provide funds for the compensation of three 0278 Asphalt Finishers at \$8.00 per day in the Department of Public Works, Bureau of Street Repair, and providing the compensation therefor, for the period October 1, 1939, to June 30, 1940.

Section 2. The positions of three 0278 Asphalt Finishers at \$8.00 per day in the Department of Public Works, Bureau of Street Repair, are hereby created.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

**An Ordinance Amending Bill 192, Ordinance 186, Section 51 (Department of Public Works—Bureau of Streets) by Increasing the Number of Employments under Item 20 from Eight O278 Asphalt Finishers at \$8.00 per Day to Eleven O278 Asphalt Finishers at \$8.00 per Day.**

(Series of 1939)

Bill No. 329, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 51 (Department of Public Works—Bureau of Streets) by increasing the number of employments under Item 20 from eight O278 Asphalt Finishers at \$8.00 per day to Eleven O278 Asphalt Finishers at \$8.00 per day.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 51 is hereby amended as follows:

**Section 51. DEPARTMENT OF PUBLIC WORKS—  
BUREAU OF STREETS**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	F220	General Superintendent of Streets .....	\$ 500
2	1	O298	Supervisor of Street Repair .....	325

**Division of Street Repair**

The occupants of the following positions have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
3	2	A202	Cement Finisher's Helper at \$8 per day.....	
4	2	A204	Cement Finisher at \$9 per day.....	
5	1	B210	Office Assistant at \$5.40 per day.....	
6	29	J4	Laborers at \$6 per day .....	
7	2	J12	Laborer, Foreman. at \$7 per day .....	
8	1	M254	Machinist at \$9 per day .....	
9	10	O1	Chauffeur at \$8 per day .....	
10	3	O1	Chauffeur at \$7.50 per day .....	
11	3	O152	Engineer Hoisting Port. Engine at \$11.40 per day .....	
12	1	O168	Engineer, Stationary Steam Engines .....	\$ 220
13	1	O252	Dryerman at \$9 per day .....	
14	1	O254	Foreman, Asphalt Plant at \$10 per day.....	
15	4	O260	Rammer at \$7 per day .....	
16	2	O264	Paver at \$8 per day .....	
17	5	O268	Granite Cutter at \$9.50 per day.....	
17.1	1	O270	Foreman Granite Cutter at \$9.50 per day .....	
18	2	O274	Asphalt Mixerman at \$9 per day.....	
19	25	O276	Asphalt Workers at \$7.50 per day.....	
20	11	O278	Asphalt Finishers at \$8 per day.....	
20.1	4	O280	Sub-Foreman, Asphalt Finisher, at \$8.50 per day .....	
21	2	O282	Foreman Asphalt Finisher, at \$9 per day .....	
22	1	O294	General Foreman, Street Repair .....	275
23	1	O294	General Foreman, Street Repair .....	250
24	1	O294	General Foreman, Street Repair .....	225

**Bridges**

Item No.	No. of Employees	Class No	Class-Title	Maximum Monthly Rate
25	7	C153	Bridge Attendant .....	155
26	4	C153	Bridge Attendant .....	145
27	10	O168	Engineer Stationary Steam Engines.....	220
28	1	O168	Engineer Stationary Steam Engines (Relief) at rate of .....	220
29	1	O172	Chief Engineer Stationary Steam Engines Teams and trucks, as needed, at rate estab- lished by purchaser's contract.	275

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

Appropriating \$61,507 from Surplus in the Accrued Revenues of the 1939-40 General Fund to the Credit of Appropriation No. 923.-206.00 Maintenance of Minors, Increased Requirements Due to Provisions of New State Law.

(Series of 1939)

Bill No. 330, Ordinance No....., as follows:

Appropriating \$61,507 from surplus in the accrued revenues of the 1939-40 General Fund to the credit of Appropriation No. 923.206.00 Maintenance of Minors, increased requirements due to provisions of new state law.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$61,507 is hereby appropriated and set aside out of the accrued revenues in the 1939-40 General Fund to the credit of Appropriation No. 923.206.00 to provide for increased requirements for maintenance of minors in accordance with new state law.

Recommended by the Chief Probation Officer.

Approved as to form by the City Attorney.

Approved by the Mayor.

Approved as to funds available by the Controller.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

Appropriating \$335,185 from Surplus Existing in the Accrued Revenues of the 1939-40 General Fund to the Credit of the Following Appropriations: No. 956.804.01, Widows' Pensions, \$14,625, Increased Requirements Due to Provisions of New State Law; No. 956.804.02, Maintenance of the Aged, \$320,560, Increased Requirements due to New Federal Law.

(Series of 1939)

Bill No. 331, Ordinance No....., as follows:

Appropriating \$335,185 from surplus existing in the accrued revenues of the 1939-40 General Fund to the credit of the following appropriations: No. 956.804.01, Widows' Pensions, \$14,625, increased require-

ments due to provisions of new state law; No. 956.804.02, Maintenance of the Aged, \$320,560, increased requirements due to new Federal law.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$335,185 is hereby appropriated and set aside out of the accrued revenues of the 1939-40 General Fund to the credit of the following appropriations: No. 956.804.01, \$14,625 to provide for additional requirements for widows' pensions in accordance with new state law; No. 956.804.02, \$320,560 to provide for additional requirements for maintenance of aged in accordance with new Federal law.

Recommended by the Director of Public Welfare.

Approved by the Public Welfare Commission.

Approved as to form by the City Attorney.

Approved by the Mayor.

Approved as to funds available by the Controller.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

**Amending Section 145, Article 2, Part III of San Francisco Municipal Code to Provide License Fee of Three (\$3.00) Dollars per Quarter for Towel Companies.**

(Series of 1939)

Bill No. 332, Ordinance No....., as follows:

Amending Section 145, Article 2, Part III of San Francisco Municipal Code to provide license fee of Three (\$3.00) Dollars per quarter for Towel Companies.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 145, Article 2, Part III of San Francisco Municipal Code is hereby amended to read as follows:

Section 145. *Towel Companies.* Every person, firm or corporation engaged in the business of collecting and distributing towels or napkins to business houses, offices or other places, shall pay a license fee of Three (\$3.00) Dollars per quarter.

Approved as to form by the City Attorney.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

### Final Passage

The following recommendation of Finance Committee was taken up:

Reappropriating \$1950.00 of the Surplus Existing in Appropriation No. 933.400.33-1, Equipment, Purchaser of Supplies, to the Credit of Appropriation No. 950.400.09, Equipment, Central Office, Dental Bureau, Department of Public Health, to Provide for the Purchase of Necessary Dental Equipment for the Chinese Dental Clinic, An Emergency Ordinance.

(Series of 1939)

Bill No. 333, Ordinance No. 308, as follows:

Reappropriating \$1950.00 of the surplus existing in Appropriation No. 933.400.33-1, Equipment, Purchaser of Supplies, to the credit of Appropriation No. 950.400.09, Equipment, Central Office, Dental Bureau, Department of Public Health, to provide for the purchase of necessary dental equipment for the Chinese Dental Clinic, an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby reappropriated and set aside out of the surplus existing in Appropriation No. 933.400.33-1, Equipment, Purchaser of Supplies, the sum of \$1950.00 to the credit of Appropriation No. 950.400.09, Equipment, Central Office, Dental Bureau, Department of Public Health, to provide for the purchase of necessary dental equipment for the Chinese Dental Clinic.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists, as this department is without sufficient funds to adequately provide for the health of the people of San Francisco.

Recommended by the Director of Public Health.

Approved by the Purchaser of Supplies.

Approved as to form by the City Attorney.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to funds available by the Controller.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

### Adopted

The following recommendations of the Streets Committee were taken up:

Intention to Close Portion of Bay Shore Blvd. Formerly Part of Charter Oak Avenue

(Series of 1939)

Resolution No. 539, as follows:

Intention to close portion of Bay Shore Boulevard, formerly part of Charter Oak Avenue.

Resolved, That public interest requires that the following described portion of Bay Shore Boulevard in San Francisco, California, be closed and abandoned:



Beginning at the southerly end of that certain 2937.5 foot radius curve in the southwesterly line of Bay Shore Boulevard, 90 feet more or less southerly from Silver Avenue, as shown on sheet number 4 of "Map of Bay Shore Boulevard," recorded March 21, 1934, in Map Book "N," pages 1 to 13, Records of the City and County of San Francisco, California; thence radially northeasterly, 125 feet to the true point of commencement; thence southeasterly, parallel with and distant 125 feet at right angles northeasterly from the southwesterly line of Bay Shore Boulevard, 77.945 feet to the westerly production of the southerly line of property now or formerly owned by Marietta Russi, in Assessor's Block 5402; thence deflecting  $76^{\circ} 06' 30''$  to the left, and running easterly along said production line, 23.441 feet to the westerly line of said Marietta Russi property; thence deflecting  $90^{\circ}$  to the left, and running northerly along last mentioned line, 144.802 feet to the northerly corner of said Russi property; thence deflecting  $106^{\circ} 55' 45''$  to the left from last mentioned line, and running southwesterly 58.076 feet to a point in a curve concentric with and distant 125 feet northeasterly from aforesaid 2937.5 foot radius curve; thence southeasterly, concentric with last mentioned curve, along the arc of a curve to the right of 3062.5 foot radius, central angle  $1^{\circ} 00' 31''$ , a distance of 53.912 feet to the true point of commencement.

Being portion of Parcel C, as shown on above referred to recorded map.

Further Resolved, That it is the intention of this Board to close and abandon said portion of Bay Shore Boulevard in accordance with the provisions of Section 107 of the Charter of the City and County of San Francisco, and the General Laws of the State of California.

Upon the final closing of said portion of Bay Shore Boulevard, it is understood that the City and County of San Francisco, a municipal corporation, shall convey all interest therein to Marietta Russi, the abutting property owner, or her successor in interest, upon receipt of the sum of \$1,500.00 cash.

The Clerk of this Board is hereby directed to transmit to the Department of Public Works a certified copy of this resolution. Said Department is hereby directed to give notice of said contemplated closing and abandonment of said portion of Bay Shore Boulevard in the manner provided by law, and to cause notice thereof to be published in the official newspaper of San Francisco.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovleri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

**Intention to Close Portion of Bay Shore Blvd. Formerly Part of Charter Oak Ave., and Directing S. F. Water Dept. to Relocate a Certain Water Pipe Line.**

(Series of 1939)

Resolution No. 540, as follows:

Intention to close portion of Bay Shore Boulevard, formerly part of Charter Oak Avenue, and directing San Francisco Water Department to relocate a certain water pipe line.

Resolved, That public interest requires that the following described portion of Bay Shore Boulevard in San Francisco, California, be closed and abandoned:

Beginning at the southerly end of that certain 2937.5 foot radius curve in the southwesterly line of Bay Shore Boulevard, 90 feet more or less southerly from Silver Avenue, as shown on sheet number 4 of "Map of Bay Shore Boulevard," recorded March 21, 1934 in Map Book "N," pages 1 to 13, Records of the City and County of San Francisco, California; thence radially northeasterly 125 feet; thence northwesterly along the arc of a curve to the left, concentric with said 2937.5 foot radius curve, radius 3062.5 feet, central angle  $1^{\circ} 00' 31''$ , a distance of 53.912 feet to the true point of commencement; thence continuing northwesterly along the arc of last described 3062.5 foot radius curve, central angle  $1^{\circ} 02' 52''$ , a distance of 56.003 feet; thence northerly and northeasterly along the arc of a curve to the right, tangent to the preceding curve, radius 30 feet, central angle  $72^{\circ} 05' 23''$ , a distance of 37.746 feet to tangency with the southeasterly line of Silver Avenue; thence northeasterly along said southeasterly line of Silver Avenue 9.308 feet to the southwesterly line of property now or formerly owned by Christian O. Barion in Assessor's Block 5396; thence deflecting  $90^{\circ}$  to the right and running southeasterly along said line of said Barion property, 90.801 feet to the northerly corner of property now or formerly owned by Marietta Russi in Assessor's Block 5402; thence deflecting  $106^{\circ} 55' 45''$  to the right and running southwesterly 58.076 feet to the true point of commencement.

Being portion of Parcel C, as shown on above referred to recorded map.

Further Resolved, That it is the intention of this Board to close and abandon said portion of Bay Shore Boulevard in accordance with the provisions of Section 107 of the Charter of the City and County of San Francisco, and the General Laws of the State of California.

Upon the final closing of said portion of Bay Shore Boulevard, it is understood that the City and County of San Francisco, a municipal corporation, shall convey all interest therein to Christian O. Barion, the abutting property owner, or his successor in interest, upon receipt of the sum of \$1,000.00 cash.

The San Francisco Water Department shall remove the existing 12 inch water pipe line from the above described land and the adjoining property to the south and shall relocate the same in the Bay Shore Boulevard 125 foot right of way to the west. The Department of Public Works shall pay for such work at an estimated cost of \$650.00 out of the \$1,000.00 to be received under the provisions of this resolution.

The Clerk of this Board is hereby directed to transmit to the Department of Public Works a certified copy of this Resolution. Said Department is hereby directed to give notice of said contemplated closing and abandonment of said portion of Bay Shore Boulevard in the manner provided by law, and to cause notice thereof to be published in the official newspaper of San Francisco.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

**Passage for Second Reading**

The following recommendations of the Streets Committee were taken up:

**Changing Sidewalk Widths on Coso Avenue Between Precita Avenue and Aztec Street**

(Series of 1939)

Bill No. 334, Ordinance No....., as follows:

Amending Ordinance No. 1061, entitled, "Regulating the Width of Sidewalks," approved December 18, 1903, by amending Section Two Hundred and Nine (209) thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office September 6, 1939, by amending Section Two Hundred and Nine (209) thereof to read as follows:

Section 209: The width of sidewalks on Coso Avenue, the westerly side of, between Precita Avenue and Coleridge Street, shall be 10 feet.

The width of sidewalks on Coso Avenue, the easterly side of, between Precita Avenue and Mirabel Street, shall be 10 feet.

The width of sidewalks on Coso Avenue, the northeasterly side of, between Montezuma Street and Aztec Street, shall be 15 feet.

The width of sidewalks on Coso Avenue, the southwesterly side of, between Coleridge Street and Prospect Avenue, shall be 10 feet.

The width of sidewalks on Coso Avenue, the southwesterly side of, between Prospect Avenue and Winfield Street, shall be 15 feet.

The width of sidewalks on Coso Avenue between Winfield Street and Bonview Street shall be the width as shown on that certain map titled "Map showing the location of street and curb lines and the width of sidewalks on Coso Avenue between Winfield Street and Bonview Street, on Stoneman Street between Bonview Street and Shotwell Street, on Aztec Street between Coso Avenue and Shotwell Street, and on Bonview Street between Coso Avenue and a line at right angles to the easterly line of, 83.09 feet southerly from Coso Avenue."

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

**Fixing Sidewalk Widths on Stoneman Street Between Bonview and Shotwell Streets, on Bonview Street Between Coso Avenue and 83.09 Southerly Therefrom, on Aztec Street, Between Coso Avenue and Shotwell Street.**

(Series of 1939)

Bill No. 335, Ordinance No....., as follows:

Amending Ordinance No. 1061, entitled, "Regulating the Width of Sidewalks," approved December 18, 1903, by adding thereto new sections to be numbered 1229, 1230, and 1231.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled, "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works,

filed in this office September 6, 1939, by adding thereto new sections to be numbered 1229, 1230, and 1231, to read as follows:

Section 1229.

The width of sidewalks on Stoneman Street between Bonview Street and Shotwell Street shall be the width as shown on that certain map titled "Map showing the location of street and curb lines and the width of sidewalks on Coso Avenue between Winfield Street and Bonview Street, on Stoneman Street between Bonview Street and Shotwell Street, on Aztec Street between Coso Avenue and Shotwell Street, and on Bonview Street between Coso Avenue and a line at right angles to the easterly line of, 83.09 feet southerly from Coso Avenue."

Section 1230.

The width of sidewalks on Bonview Street between Coso Avenue and a line at right angles to the easterly line of, 83.09 feet southerly from Coso Avenue shall be the width as shown on that certain map titled, "Map showing the location of street and curb lines and the width of sidewalks on Coso Avenue between Winfield Street and Bonview Street, on Stoneman Street between Bonview Street and Shotwell Street, on Aztec Street between Coso Avenue and Shotwell Street, and on Bonview Street between Coso Avenue and a line at right angles to the easterly line of, 83.09 feet southerly from Coso Avenue."

The width of sidewalks on Bonview Street between a line at right angles to the easterly line of, 83.09 feet southerly from Coso Avenue and Esmeralda Avenue shall be 7 feet.

Section 1231.

The width of sidewalks on Aztec Street between Coso Avenue and Shotwell Street shall be the width as shown on that certain map titled, "Map showing the location of street and curb lines and the width of sidewalks on Coso Avenue between Winfield Street and Bonview Street, on Stoneman Street between Bonview Street and Shotwell Street, and on Bonview Street between Coso Avenue and a line at right angles to the easterly line of, 83.09 feet southerly from Coso Avenue."

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

**Ordering the Improvement of Lawton Street Between 42nd and 43rd Avenues, Including the Crossing of Lawton Street and 42nd Avenue.**

(Series of 1939)

Bill No. 336, Ordinance No....., as follows:

Ordering the Performance of Certain Street Work to Be Done in the City and County of San Francisco, Approving and Adopting Specifications Therefor, Describing and Approving the Assessment District, and Authorizing the Director of Public Works to Enter Into Contract for Doing the Same.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors June 13, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Pub-

lic Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of Lawton Street between Forty-second and Forty-third Avenues, including the crossing of Lawton Street and Forty-second Avenue, by grading to the official line and subgrade and by the construction of the following items:

## Item

No.	Item
1.	Grading (Excavation)
2.	Grading (Embankment)
3.	6-inch V. C. P. Side Sewers
4.	Brick Catchbasins, complete
5.	10-inch V. C. P. Culvert
6.	Two-course Concrete Sidewalk
7.	Unarmored Concrete Curb
8.	Asphalt-Concrete Pavement, consisting of a 6-inch Class "F" concrete base and a 2-inch asphaltic concrete wearing surface.
9.	Water Services
10.	Water Main

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated, and numbered respectively as:

Block 1887, Lots 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26 and 27;

Block 1888, Lots 2 and 3;

Block 1901, Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 44, 45, 46, 47, 48, 49, 50 and 51; and

Block 1902, Lots 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and 26; all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above-mentioned improvement.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

**Changing Sidewalk Width on Southeasterly Side of El Camino Del Mar Between 32nd Avenue and a Point 166.27 Feet Northeast-ly Therefrom.**

(Series of 1939)

Bill No. 337, Ordinance No....., as follows:

Amending Ordinance No. 1061, entitled "Regulating the width of sidewalks," approved December 18, 1903, by adding thereto a new

section to be numbered Twelve Hundred and Thirty-two (1232).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office September 8, 1939, by adding thereto a new section to be numbered Twelve Hundred and Thirty-two (1232) to read as follows:

**Section 1232:**

The width of sidewalks on El Camino Del Mar, the southeasterly side of, between 32nd Avenue and a point 34.16 feet northeasterly therefrom shall be 15 feet.

The width of sidewalks on El Camino Del Mar, the southeasterly side of, between a point 34.16 feet northeasterly from 32nd Avenue and a point 132.11 feet distant therefrom (measured along the arc of the curve) shall be the width between the property line and the arc of a curve, radius 125 feet, angle  $60^{\circ} 33' 13''$ , tangent to the preceding southwesterly course.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

**Establishing Grades on Oxford Street Between Burrows Street and a Line Parallel With and 125 Feet Southerly Therefrom**

(Series of 1939)

Bill No. 338, Ordinance No....., as follows:

Establishing grades on Oxford Street between Burrows Street and a line parallel with and 125 feet southerly therefrom.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The grades on Oxford Street between Burrows Street and a line parallel with and 125 feet southerly therefrom, are hereby established at points hereinafter named and at heights above City base as hereinafter stated, in accordance with the recommendation of the Department of Public Works, filed in this office September 5, 1939.

OXFORD STREET	feet
Easterly line of, at Burrows Street .....	286.00
(The same being the present official grade)	
Westerly line of, at Burrows Street .....	288.00
(The same being the present official grade)	
50 feet southerly from Burrows Street .....	284.88
123 feet southerly from Burrows Street .....	281.70

On Oxford Street between Burrows Street and a line parallel with and 125 feet southerly therefrom be established to conform to true gradients between the grade elevations above given therefor.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.



**Changing and Re-establishing Grades on Coso Avenue, Stoneman Street, Aztec Street and on Bonview Street**  
(Series of 1939)

Bill No. 339, Ordinance No....., as follows:

Changing and re-establishing the official grades in accordance with that certain diagram, approved July 24, 1939, by resolution No. 428 (Series of 1939), entitled "Grade Map Showing the Proposed Change and Establishment of Grades on Coso Avenue Between Winfield Street and Bonview Street; on Stoneman Street Between Bonview Street and Shotwell Street; on Aztec Street Between Coso Avenue and Shotwell Street and on Bonview Street Between Coso Avenue and a Line at Right Angles to the Easterly Line of 83.09 Feet Southerly from Coso Avenue."

Whereas, The Board of Supervisors, on the written recommendation of the Director of Public Works, did on the 24th day of July, 1939, by Resolution No. 428 (Series of 1939), declare its intention to change and re-establish the grades in accordance with that certain diagram, entitled "Grade Map showing the Proposed Change and Establishment of Grades on Coso Avenue between Winfield Street and Bonview Street; on Stoneman Street between Bonview Street and Shotwell Street; on Aztec Street between Coso Avenue and Shotwell Street and on Bonview Street between Coso Avenue and a line at right angles to the easterly line of 83.09 feet southerly from Coso Avenue."

Whereas, Said resolution was so published for two days, and the Director of Public Works within ten days after the first publication of said Resolution of Intention caused notices of the passage of said Resolution to be conspicuously posted along all streets specified in the Resolution, in the manner and as provided by law; and

Whereas, More than thirty days have elapsed since the first publication of said Resolution of Intention; therefore,

Be it Ordained by the People of the City and County of San Francisco, as follows:

Section 1. Grades at the points and elevation above City base are hereby changed and re-established as shown on that certain diagram approved July 24, 1939, by Resolution No. 428 (Series of 1939), entitled "Grade Map showing the proposed Change and Establishment of Grades on Coso Avenue between Winfield Street and Bonview Street; on Stoneman Street between Bonview Street and Shotwell Street; on Aztec Street between Coso Avenue and Shotwell Street and on Bonview Street between Coso Avenue and a line at right angles to the easterly line of 83.09 feet southerly from Coso Avenue," approved by Director of Public Works' Order No. 10,980, July 14, 1939, and filed in this office July 18, 1939.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

**Accepting Deed to Certain Real Property for the Purpose of  
Creating a New Public Street to be Known as Linda Street.**

(Series of 1939)

Resolution No. 541, as follows:

Resolved, that the Board of Supervisors does hereby accept a deed from, Mary Zwysig, Otto Liebold and Annie Liebold, Chace J. Lippi and Rose Lippi, George M. Eastman, John McNaboe and Elma McNaboe,

Wilhelmine Boock, Carl Z. Lindahl, Irene Bertollozzi, Julie Bertollozzi, Amy Sabietski and Attilio Giubbini, for that certain lot, parcel or tract of real property situate lying and being in the City and County of San Francisco, State of California, described as follows, to-wit:

Beginning at a point on the southerly line of Eighteenth Street, distant thereon 184 feet and  $3\frac{1}{4}$  inches easterly from the easterly line of Guerrero Street; and running thence easterly along said line of Eighteenth Street 32 feet; thence South  $4^{\circ} 20'$  East 126 feet and 5 inches; thence South  $39^{\circ} 52'$  West 25 feet and  $7\frac{1}{4}$  inches; thence South  $4^{\circ} 20'$  East 115 feet and  $3\frac{3}{8}$  inches; thence South  $85^{\circ} 30'$  West 31 feet; thence North  $4^{\circ} 20'$  West 133 feet and  $7\frac{5}{8}$  inches; thence North  $71^{\circ} 18'$  East 6 feet and  $11\frac{1}{8}$  inches; thence North  $38^{\circ} 44' 30''$  East 15 feet and 4 inches to a point perpendicularly distant southerly 113 feet and 6 inches from the southerly line of Eighteenth Street, measured on a line drawn from the point of beginning at a right angle to said line of Eighteenth Street; thence North  $4^{\circ} 30'$  West 113 feet and 6 inches to the point of beginning.

Being part of Mission Block No. 71.

Approved as to form by the City Attorney.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

The following recommendations of Public Utilities Committee were taken up:

**Public Utilities Commission to Consider Flat Water Rates for Home Owners.**

(Series of 1939)

Resolution No. 542, as follows:

Whereas, There is now available for the people of San Francisco, a plentiful and inexhaustible supply of water, and

Whereas, The excessive rates for water, now in effect, require the rate payers to be stinting in their use of it, and

Whereas, The home owner, particularly, is severely hampered in his endeavor to beautify his property, and the city, through the maintenance of trees, shrubs, lawns and gardens, because of the almost prohibitive cost of the water necessary therefor; now, therefore be it

Resolved, That the Public Utilities Commission be and is hereby requested to consider the inauguration of a plan under which home owners shall hereafter pay a flat monthly rate for all water used, based on the average for each home consumer's water bills for the twenty-four months preceding the inauguration of such plan.

### Discussion

Supervisor Colman, following statement by Mr. E. G. Cahill, Manager of Utilities, that he had not attended committee meeting at which the foregoing resolution had been considered, moved that the matter be re-referred to committee and Mr. Cahill be invited to appear before the committee and give his views on the question of reduction of water rates. Motion seconded by Supervisor Roncovieri.

Mr. E. G. Cahill, in reply to question by Supervisor Mead, stated that any action taken by the Board would be all right with him,

since the resolution merely requested the consideration of a proposal for a flat water rate.

Supervisor McSheehy, in urging the adoption of the resolution rather than its resubmission to committee, called attention to San Francisco's abundant water supply, asserting that 70,000,000 gallons daily were being allowed to run into the ocean, a statement with which the Manager of Utilities disagreed.

Supervisor Colman, in support of his motion for re-reference to committee, held that the Board should determine from the Manager of Utilities whether the proposed action is possible, and the results of the action, if it is taken. Unless the matter were sent back to committee and the opinion of Mr. Cahill obtained, he would vote against the proposed resolution.

Supervisor Mead, replying to Supervisor Colman, pointed out that should the resolution be adopted, the information desired by Supervisor Colman would be obtained.

#### Amendment Proposed

Supervisor Roncovieri, after brief discussion, moved that the resolution be amended by striking out the three "Whereases" and deleting, also, from the "Resolve" the following words: "based on the average for each home consumer's water bills for the twenty-four months preceding the inauguration of such plan." Motion seconded by Supervisor Uhl.

#### Point of Order

Whereupon, Supervisor McSheehy raised as a point of order, the seconding by Supervisor Roncovieri of motion made by Supervisor Colman, stating that a subsequent motion by Supervisor Roncovieri, before the previous motion had been acted on, was out of order.

The Chair sustained the point of order.

#### Opinion from Manager of Utilities on the Inauguration of a Flat Rate for Consumption of Water by Home Owners

Mr. Cahill, replying to questions by Supervisor Colman, stated that he had considered a proposed flat water rate for home owners, and the Commission had discussed such a proposal, and the Commission had sufficient data available on which to base a recommendation. However, the necessary study of data available would require several weeks' time. Mr. Cahill was not in favor of a proposed flat rate for water consumers, but would prefer to say nothing further until the Commission had had an opportunity to make a recommendation.

Supervisor McGowan, in discussing the proposed motion, stated that the resolution under consideration was merely requesting an opinion from the Public Utilities Commission, and that re-reference to Committee was not at all necessary. He stated that many citizens were continually requesting the inauguration of flat rates for water consumption, and that the Supervisors should be enabled to answer such requests. Supervisor McSheehy expressed complete agreement with statement by Supervisor McGowan.

#### Motion Failed

Thereupon, the roll was called and the motion for re-reference to Committee was defeated by the following vote:

Ayes: Supervisors Brown, Colman, McGowan—3.

Noes: Supervisors McGowan, McSheehy, Mead, Ratto, Schmidt, Shannon, Uhl—7.

Absent: Supervisor Meyer—1.

### Renewal of Motion for Amendment

Supervisor Roncovieri, seconded by Supervisor Uhl, renewed his motion previously declared out of order, that the proposed resolution be amended by striking out the three "Whereases" and deleting from the "Resolve" the following words: "based on the average for each home consumer's water bills for the twenty-four months preceding the inauguration of such plan."

### Objection to Motion

Thereupon, Supervisor Shannon, author of the proposed resolution, left the chair temporarily, and requested Supervisor McGowan to preside, while he opposed the proposed amendment.

Whereupon, Supervisor Roncovieri stated he had no objection to withdrawing his motion, with the consent of his second, providing an addition to the "Resolve" would be accepted. That addition would be "or on any other basis that will give the people of San Francisco a flat rate." Thereupon, Supervisor Uhl, who seconded the previous motion, announced he would not object to the withdrawing of the motion.

### Amendment Accepted

Supervisor Shannon, author of the original resolution accepted the amendment as part of the original.

### Amendment to Delete "Whereases"

Thereupon, Supervisor Brown, seconded by Supervisor Colman, moved that the three "Whereases" of the proposed resolution be stricken out.

### Discussion

Supervisor Colman, as explanation of his reasons for seconding the above motion, stated that the 1st "Whereas" in the resolution was not correct, asserting that while it is true San Francisco has a plentiful supply of water, that supply is not inexhaustible. Regarding the second "Whereas," Supervisor Colman did not believe the people are paying an excessive rate, in consideration of the number of years San Francisco has been operating its own department, nor did he consider the people are stinting in their use of water. The third "Whereas," he continued, was more theoretical than practical, and he did not know whether or not it was true. These statements, he said, were based on information secured from the Public Utilities Commission. Moreover, a flat water rate for home owners might necessitate the construction of more pipe lines to bring the water into San Francisco, at the cost of another bond issue. In view of these facts, he favored the elimination of the "Whereases" from the resolution.

Mr. Cahill, in reply to inquiry by Supervisor Schmidt, stated that reductions in water rates since the acquisition of the system by the city, amounted to between 13% and 15% of a 20% increase granted the Spring Valley Water Company prior to the purchase of the properties by the City.

Supervisor McSheehy addressed the Board briefly, urging the motion by Supervisor Brown for the deletion of the "Whereases" be voted down.

Supervisor Brown, in requesting favorable action on his motion, stated that the resolution was destined for the Public Utilities Commission. It is not going to the public or to anyone who is inexperienced on the subject of water use in San Francisco. He felt the Board should be accurate in its statements, and he desired to spare the Board from making mistakes in its presentation to the Public Utilities Commission.

**Motion Failed**

Thereupon, the roll was called and the motion failed by the following vote:

Ayes: Supervisors Brown, Colman, Roncovieri—3.

Noes: Supervisors McGowan, McSheehy, Mead, Ratto, Schmidt, Shannon, Uhl—7.

Absent: Supervisor Meyer—1.

**Explanations of Votes on Resolution**

Supervisor Colman announced his intention to vote against the proposed resolution, for the following reasons:

The "Whereases" are not correct, and the "Resolve" is based on the "Whereases." If the "Whereases" are not correct and logical, the "Resolve" is certainly not. Moreover, this is not a question of asking for information. It is a case of going before the people for flat water rates. If the city's income from water should be reduced there must be an increase in taxation. In order to bring more water into San Francisco it will be necessary to build another pipe line, which will bring about another bond issue. In adopting this proposed resolution, Supervisor Colman contended, the Board would be going on record for something it knew nothing at all about. It was his opinion, Supervisor Colman held, that the establishment of a flat water rate could not be brought about, and that the resolution would, in the final analysis, give the people a wrong impression on a very important matter. The entire problem is too important and too vital to go into without a thorough investigation.

Supervisor McGowan disagreed with Supervisor Colman. The Board is not going on record in favor of flat rates. It is merely asking a question. Also, if the "Whereases" are wrong, the Utilities Commission will so inform the Board, and if the "Resolve" is wrong, the Commission will tell the Board that.

Supervisor McSheehy expressed his intention to vote in favor of the proposed resolution. He disagreed emphatically with the views of Supervisors Colman and Brown. During his argument Supervisor McSheehy requested a report from Mr. Cahill as to the amount of water sold to Palo Alto, and other small adjacent cities, and at what price.

Supervisor Brown stated that he was not opposed to a flat water rate if that seems to be the feasible way to charge for water in San Francisco. However, the determining body is the Public Utilities Commission. Had the Board seen fit to strike out the inaccuracies he would have been glad to vote for the resolution.

**Adopted**

Thereupon, the roll was called and the resolution, amended to read as follows, was adopted by the following vote:

**Public Utilities Commission to Consider Flat Water Rate for  
Home Owners**

(Series of 1939)

Resolution No. 542, as follows:

Whereas, There is now available for the people of San Francisco, a plentiful and inexhaustible supply of water, and

Whereas, The excessive rates for water, now in effect, require the rate payers to be stinting in their use of it, and

Whereas, The home owner, particularly, is severely hampered in his endeavor to beautify his property, and the city, through the

maintenance of trees, shrubs, lawns and gardens, because of the almost prohibitive cost of the water necessary therefor; now, therefore be it

Resolved, That the Public Utilities Commission be and is hereby requested to consider the inauguration of a plan under which home owners shall hereafter pay a flat monthly rate for all water used, based on the average for each home consumer's water bills for the twenty-four months preceding the inauguration of such plan or on any other basis that will give the people of San Francisco a flat rate.

Ayes: Supervisors McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—8.

Noes: Supervisors Brown, Colman—2.

Absent: Supervisor Meyer—1.

### Requesting Public Utilities Commission to Inaugurate Bus Service Over Divisadero Street to Eureka Valley.

(Series of 1939)

Resolution No....., as follows:

Resolved, That the Public Utilities Commission be and is hereby requested to inaugurate bus service over Divisadero Street to Eureka Valley.

### Discussion

Mr. E. G. Cahill, Manager of Utilities, in reply to remarks by Supervisor Colman, announced that there were some ten new buses to be put in service in various parts of San Francisco. The Utilities Commission has received requests for about twenty bus lines, one of them being on Divisadero Street. All these requests are being considered and the allocation of the buses will be made on the basis on the Commission's study and its findings. Obviously all twenty requests for bus service cannot be granted at this time.

### Explanation of Vote

Thereupon, Supervisor Colman announced his intention to vote against the foregoing resolution, not that he was opposed to the Divisadero Street route, but because he did not know which of the various proposed routes were the more important, and while he favored this particular route, he also favored other routes which the Utilities Commission was considering. Supervisor Colman believed the matter should be left to the Utilities Commission rather than to the Board of Supervisors taking any part in the matter without knowing the relative merits of the various suggested bus routes.

Supervisor Schmidt announced that the proposed resolution was, in effect, simply an inquiry, and because he knew the Divisadero District, and its needs for transportation service, he would vote in favor on the resolution.

Whereupon, Mr. Cahill stated that the resolution was not merely an inquiry, but rather a request for the inauguration of the Divisadero Street bus service. However, it would make no difference to the Utilities Commission whether or not the resolution were adopted.

### Amendment

On motion by Supervisor Roncovieri the foregoing resolution was amended to read as follows:

Resolved, That the Public Utilities Commission be and is hereby requested to consider the inauguration of bus service over Divisadero Street to Eureka Valley.



**Adopted**

Thereupon, the roll was called and the foregoing resolution was adopted by the following vote:

Ayes: Supervisors Brown, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

No: Supervisor Colman—1.

Absent: Supervisor Meyer—1.

**Adopted****Requesting Public Utilities Commission to Inaugurate Bus Service  
Over Divisadero Street to Eureka Valley**

(Series of 1939)

Resolution No....., as follows:

Resolved, That the Public Utilities Commission be and is hereby requested to inaugurate bus service over Divisadero Street to Eureka Valley.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

**Action Rescinded**

Subsequently during the proceedings, on motion by Supervisor Colman, who stated that he had inadvertently failed to raise any objection to the adoption of the foregoing resolution, the action whereby the resolution had been adopted, was rescinded.

**Adopted**

The following recommendation of the Public Utilities Committee was taken up:

**Authorizing Approval and Execution of Supplemental Agreement  
Dated September 11, 1939 Between Southern Pacific Railroad  
Company and Its Lessee Southern Pacific Company, and City  
and County of San Francisco.**

(Series of 1939)

Resolution No. 544. as follows:

Resolved, that the supplemental agreement dated September 11, 1939, by and between Southern Pacific Railroad Company, a corporation, and its Lessee, Southern Pacific Company, a corporation, and City and County of San Francisco, a municipal corporation, wherein the said City and County of San Francisco is granted, subject to all of the applicable terms and conditions of agreement dated April 28, 1938, a permit to install, maintain, operate and remove two six-inch water pipe connections and meter at Atherton, California, in the locations indicated on the print of Coast Division Drawing 25730, be, and the same is hereby approved in accordance with Resolution No. 3418 of the Public Utilities Commission, the said supplemental agreement to be signed by the Mayor and attested by the Clerk of this Board for and on behalf of the said City and County.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

### Re-referred to Committee

The following recommendations of Public Buildings, Lands and Civil Service Committee were taken up:

#### Amending Sec. 74, Chapter I, Part II and Repealing Section 130, Part III of the San Francisco Municipal Code.

(Series of 1939)

Bill No....., Ordinance No....., as follows:

Amending Section 74, Chapter I, Part II of the San Francisco Municipal Code to provide for inspection fees in connection with installing and repair of patent chimneys and repealing Section 130, Part III of the San Francisco Municipal Code.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Sec. 74, Chapter I, Part II of the San Francisco Municipal Code is hereby amended to read as follows:

Sec. 74. *Chimney or Fireplace Installers.* Every corporation, co-partnership or individual engaged in conducting the business of constructing, erecting, installing or repairing brick, stone or patent chimneys or fireplaces in the City and County of San Francisco, shall appear in person or by duly authorized representative, at the office of the said Department of Public Works and shall register with the said Department the name and place of business in said city and county of said corporation, co-partnership or individual, and the person so appearing shall make and file with said Department his affidavit that such name and place of business, as thus registered are correctly stated. Upon filing of said affidavit said Department shall forthwith issue to said corporation, co-partnership or individual a certificate of such registration, provided, that said certificate shall not be granted for more than the period of one (1) fiscal year, or a portion thereof, in any case unexpired at the time of granting of the certificate. And no corporation, co-partnership or individual shall construct, install, erect or repair any patent chimney or fireplace connected with a patent chimney, unless such certificate of registration shall have first been issued to such corporation, co-partnership or individual.

Upon the completion of the erection or repair of any brick, stone or patent chimney or fireplace connected with a patent chimney, it shall be the duty of the corporation, co-partnership or individual who performed said work to notify the Department of Public Works of such completion, who shall at once cause the same to be inspected, and if found in compliance herewith shall make and deliver a certificate or report of such inspection to the corporation, co-partnership or individual that performed said work, which certificate or report shall specify whether or not said work has been performed in compliance with the provisions of this Chapter, and if not in compliance therewith shall state wherein said work does not comply with the provisions of this Chapter. It shall be the duty of the Department of Public Works to keep on file in its office a duplicate of said certificate or report which shall at all times be subject and readily accessible to the inspection of the public.

No gas pipe, gas vent, chimney, patent chimney or fireplace connected with a patent chimney hereafter constructed, altered or repaired shall be used until a label has been affixed to said gas flue pipe, gas vent, chimney, patent chimney or fireplace connected with a patent chimney, by the Department of Public Works, certifying that said work has been done in compliance with the provisions of this Chapter, nor shall any gas flue pipe, gas vent, chimney, patent chimney, or fireplace connected with a patent chimney be plastered over or other-

wise enclosed in any building until such label shall have been so affixed.

*Every person, firm or corporation engaged in the business of erecting, installing or repairing patent chimneys in or about buildings or other structures in the City and County of San Francisco shall pay to the Department of Public Works at the time of obtaining a permit for the erection, installation or repair of each such patent chimney, the following fees to cover inspection costs.*

(a) *For the original erection or installation of each patent chimney, the sum of Fifty (\$0.50) cents.*

(b) *For the repair of each patent chimney already erected or installed, the sum of One (\$1.00) Dollar.*

Sec. 2. *Section 130, Part III of the San Francisco Municipal Code is hereby repealed.*

### Motion

Supervisor Mead, seconded by Supervisor Roncovieri, moved that the foregoing Bill be re-referred to the Public Buildings, Lands and City Planning Committee.

Supervisor Uhl, Chairman of the Committee, objected to re-reference to committee, stating that the matter had been in committee for six or seven months, and suggested in lieu of re-reference thereto, that the matter remain on the Calendar and be considered by the Board, sitting as a Committee of the Whole, at its next meeting.

However, objection being voiced thereto, the roll was called and the motion for re-reference to committee was carried by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon—9.

No: Supervisor Uhl—1.

Absent: Supervisor Meyer—1.

The following recommendation of His Honor the Mayor was taken up:

### Leave of Absence—Rev. Leo Powelson (Series of 1939)

Resolution No. 545, as follows:

Resolved, That in accordance with the recommendation of his Honor the Mayor, Reverend Leo Powelson, member of the Recreation Commission, is hereby granted a leave of absence for a period of four weeks, from September 24th to October 22nd, 1939, with permission to leave the State.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,  
BILLS AND COMMUNICATIONS NOT CONSIDERED OR  
REPORTED UPON BY A COMMITTEE.**

**Adopted**

**President of Board to Appoint Committee to Represent the Board of Supervisors at the Annual Convention of the Redwood Empire Association.**

(Series of 1939)

Supervisor Ratto presented Resolution No. 546, as follows:

Resolved, That the President of the Board of Supervisors be and he is hereby authorized to appoint a committee to represent the Board of Supervisors of the City and County of San Francisco at the 19th Annual Convention of the Redwood Empire Association to be held on October 12, 13, and 14, at Treasure Island.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

**Adopted**

The following recommendation of His Honor the Mayor was taken up:

**Leave of Absence—Dr. Howard M. McKinley, Member Civil Service Commission**

(Series of 1939)

Resolution No. 547, as follows:

Resolved, That in accordance with the recommendation of His Honor the Mayor, Dr. Howard M. McKinley, member of the Civil Service Commission, is hereby granted a leave of absence for the period September 22nd to October 16th, 1939, with permission to leave the State.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

**Requesting the Park Commission to Consider the Construction of an Outdoor Swimming Pool in Golden Gate Park**

(Series of 1939)

Supervisor Mead presented Resolution No. ...., as follows:

Whereas, Golden Gate Park, one of the most beautiful and replete vistas of beauty in the United States, provides facilities for every type of enjoyment, with the possible exception of a swimming pool; now, therefore, be it

Resolved, That the Park Commission be and is hereby requested to give consideration to the proposal for the construction at a convenient place in Golden Gate Park of an outdoor swimming pool, which will accommodate the many thousands of enthusiastic visitors who will be provided with healthful and invigorating diversion as a result of the construction of this pool.

*Referred to Education, Parks and Recreation Committee.*

**Declaration of Policy with Respect to Possible Repayment of Cost of Franchises for Distribution of Gas and Electricity**

(Series of 1939)

Supervisor Mead presented Resolution No. .... as follows:

Whereas, It has come to the attention of certain members of this Board that the franchises in process of being granted to the Pacific Gas & Electric Company for the distribution of gas and electricity, for other than lighting purposes, contain a provision requiring the City and County of San Francisco, in the event that the company's properties are subsequently acquired by the City for use in the municipal distribution of power, to reimburse the Company, in the same amount which the Company has agreed to pay the City and County as the purchase price of said franchises, and

Whereas, Certain members of this Board had no knowledge of the fact that such a provision was to be incorporated in said franchises, and

Whereas, Such a provision is repugnant to the desires and theories of some members of this Board in that such a provision would tend most seriously to obstruct the City and County of San Francisco from engaging in the municipal distribution of power, and further, that any benefit to be enjoyed by the City and County of San Francisco in consideration of the granting of said franchises would be merely temporary because of the requirement of the restoration to the Company of the purchase price prior to or at the time of the acquisition by the City of the Company's properties; now, therefore, be it

Resolved, That it is the declared policy of this Board of Supervisors that its members and each of them, do hereby pledge themselves to, on final passage, vote against the ordinance granting the aforesaid franchises, unless in the interim the Pacific Gas and Electric Company shall file with this Board of Supervisors an agreement, to be approved by the City Attorney, under the terms of which the requirement for the repayment of the purchase price of said franchise, in the event of acquisition by the City of the Company's properties, shall be expressly waived and foregone.

*Referred to Joint Finance and Public Utilities Committee.*

**Widening of Nineteenth Avenue and Opening of Road in Golden Gate Park Connecting with Funston Avenue**

Supervisor Brown presented communication from Mr. George W. Gearhardt, Secretary of Civic League of Improvement Clubs and Associations, inquiring as to the cause of delay in letting contracts for Nineteenth Avenue widening and the opening of the road in Golden Gate Park connecting with Funston Avenue.

Mr. Sidney J. Hester, Chief Clerk, Department of Public Works, explained the status of both projects, stating that bids for the widening of Nineteenth Avenue would be awarded in October, and the work completed by March 15th, 1940, the expected date for the opening of the Funston Avenue approach to the Golden Gate Bridge. The road in the Park, connecting with Funston Avenue is not yet ready, and will not be opened until the striping for traffic is completed.

Thereupon, Supervisor Brown suggested the Clerk so inform Mr. Gearhardt.

**Court Decision on Validity of Agency Contract for Distribution of Hetch Hetchy Power**

Supervisor Colman expressed his pleasure at the court decision as to the validity of the agency contract with the Pacific Gas and Electric Company for the distribution of Hetch Hetchy power, stating that he

had always felt that San Francisco was reasonably complying with the terms of the Raker Act. It is a source of gratification, continued Supervisor Colman, that the contract has been declared by the higher court to be a legal one, and he believed the decision would be most beneficial in many ways, and that the question of municipal ownership and distribution of power can, as a result, be decided strictly upon its merits. Supervisor Colman felt that the Board of Supervisors and the people of San Francisco owed a debt of gratitude to the City Attorney, and to his assistants, Dion Holm and Robert M. Searles for the way in which the appeal was handled and the favorable decision resulting.

### Motion

Thereupon, on motion by Supervisor Colman, the Board, by rising vote, tendered to the City Attorney and his assistants, a unanimous vote of thanks.

### Declaration of Policy re Proposed Franchises to the Pacific Gas and Electric Company for the Distribution of Gas and Electricity (Series of 1939)

Supervisor Mead presented Resolution No....., as follows:

Whereas, It has come to the attention of certain members of this Board that the franchises in process of being granted to the Pacific Gas and Electric Company for the distribution of gas and electricity, for other than lighting purposes, contain a provision requiring the City and County of San Francisco, in the event that the company's properties are subsequently acquired by the City for use in the municipal distribution of power, to reimburse the company, in the same amount which the company has agreed to pay the city and county as the purchase price of said franchises; and

Whereas, Certain members of this Board had no knowledge of the fact that such a provision was to be incorporated in said franchises; and

Whereas, Such a provision is repugnant to the desires and theories of some members of this Board in that such a provision would tend most seriously to obstruct the City and County of San Francisco from engaging in the municipal distribution of power, and further, that any benefit to be enjoyed by the City and County of San Francisco in consideration of the granting of said franchises would be merely temporary because of the requirement of the restoration to the company of the purchase price prior to or at the time of the acquisition by the city of the company's properties; now, therefore, be it

Resolved, That it is the declared policy of this Board of Supervisors that its members and each of them, do hereby pledge themselves to, on final passage, vote against the ordinance granting the aforesaid franchises, unless in the interim the Pacific Gas and Electric Company shall file with this Board of Supervisors an agreement, to be approved by the City Attorney, under the terms of which the requirement for the repayment of the purchase price of said franchises, in the event of the acquisition by the City of the company's properties, shall be expressly waived and foregone.

*Referred to Joint Finance and Public Utilities Committee.*

### Meeting of Committee

Supervisor Roncovieri, Chairman of the Joint Finance and Public Utilities Committee, called a meeting of the committee on Friday, September 22, 1939, at 2 P. M., in the City Attorney's office, for the consideration of the foregoing resolution.



### Passage for Second Reading

Amending Section 206 of Part III of the San Francisco Municipal Code to the End that Said Section 206 Shall Not Apply Where Said Provisions Will Be in Conflict With Any Rule or Regulation of the Federal Government, or Any Department Thereof, When Said Government is Making a Contribution to the City for the Performance of Any Work Covered by Said Contract.  
(Series of 1939)

Bill No. 340, Ordinance No....., as follows:

Amending Section 206 of Part III of the San Francisco Municipal Code to the end that said Section 206 shall not apply where said provisions will be in conflict with any rule or regulation of the Federal Government, or any department thereof, when said Government is making a contribution to the City for the performance of any work covered by said contract.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 206 of Part III of the San Francisco Municipal Code is hereby amended to read as follows:

Sec. 206. *Contracts to Be Awarded Only to Registered Contractors.* Whenever any officer, board or commission of the City and County of San Francisco, authorized so to do, is about to enter into any contract for any public work or improvement, references shall be made to the Register of Contractors, and the award of said contract shall be made only to such contractor or contractors whose name or names appear thereon at the time bids are received and who is shown as having complied with the provisions of Sections 200 to 207, inclusive, of this Article. No award of a contract for any public work or improvement shall be made to any contractor who has not registered as provided for in Sections 201 and 202 of this Article; provided, however, that whenever any of the provisions of this section shall be in conflict with any rule or regulation of the Government of the United States, or any department thereof, in any case where the said Government of the United States, either directly or through any of its agencies, is paying any portion of the amount to become due under said contract, the awarding officer be, and he is, hereby given full power and authority to waive the provisions of this section insofar as said contract is concerned.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

### Declaration of Policy re Golden Gate International Exposition

Supervisor Shannon presented the following Declaration of Policy to be submitted to the voters on November 7, 1939:

Resolved, That the following Declaration of Policy be submitted to the electors of the City and County of San Francisco at the general municipal election to be held on the 7th day of November, 1939, said Declaration of Policy being as follows, to-wit:

Resolved, That it is the policy of the people of the City and County of San Francisco that the Golden Gate International Exposition should be continued during the calendar year 1940 for such part of said year as the Directors of said Golden Gate International Exposi-

tion may determine but between the first day of April and the first day of October of said year 1940.

*Ordered submitted.*

WARREN SHANNON,  
President,  
Board of Supervisors.

DEWEY MEAD,  
ALFRED RONCOVIERI,  
JOHN M. RATTO,  
JESSE C. COLMAN,  
DR. ADOLPH E. SCHMIDT,  
Supervisors.

#### Discussion

Following the presentation and reading of the foregoing Declaration of Policy, Supervisor McGowan expressed his opinion that the Exposition has not been conducted for the interest of San Francisco, but for the interest of concessionaires on Treasure Island. San Francisco, he continued, cannot enjoy the Exposition because of the cost of attendance. He cited the admission price, the cost of parking automobiles and the bridge toll, all of which make it expensive to visit the Exposition. An extension of the Exposition, as suggested would necessitate a bond issue.

Supervisor Uhl suggested that there should be set forth in the proposal, for the information of the voters, the cost for fire and police protection, and the need for a bond issue.

#### Point of Order

Supervisor Brown raised the point of order that there was nothing before the Board, and all discussion was out of order.

Chair ruled the point of order well taken.

#### Declaration of Policy re Making Officer of Coroner Elective Rather Than Appointive

The following Declaration of Policy was presented at the request of the San Francisco Property Owners League.

#### Declaration of Policy

The undersigned members of the Board of Supervisors hereby submit to the electors of the City and County of San Francisco, at a general municipal election to be held on November 7, 1939, the following declaration of policy:

Resolved, That the Board of Supervisors of the City and County of San Francisco should take the necessary proceeding to submit, and submit to the electors of the City and County of San Francisco at the earliest possible date the following proposition:

The proposition to make the office of Coroner of the City and County of San Francisco elective instead of appointive.

Dated September 18, 1939.

FRED W. MEYER,  
WARREN SHANNON,  
ADOLPH E. SCHMIDT,  
ARTHUR M. BROWN, JR.,  
Supervisors.

### Western Union Telegraph Company Strike

A telegram from Herman Stuyvelaar, Secretary of the Industrial Union Council, addressed to President Warren Shannon, notifying the Board that a delegation representing striking messengers and operators would appear in the Chambers at 3 P. M., and requesting that arrangements be made to hear the delegation, was read by the Clerk.

### Privilege of the Floor

Subsequently during the day's proceedings, the privilege of the floor was granted representatives of the striking employees, and Mr. Herman Stuyvelaar introduced the following speakers: Miss Ruth May, Western Union Operator, who made the following requests. 1, that the Board of Supervisors instruct the Western Union Company officials to meet with representatives of striking employees and discuss the issues of the strike. 2. That the Board instruct police officers to be more gentle with the pickets.

James Terrill, representing the striking messenger boys; Mrs. Nina Wagner, Supervising Telephone Operator; and Mr. Mervin Rathbone, President of American Communications Association, set forth at length the grievance of the striking employees and urged the co-operation of the Board in endeavoring to obtain a meeting between representatives of the striking employees and officials of the company.

Maurice Fuller, Attorney, representing the Western Union Telegraph Company, denied some of the allegations of the strikers, and claimed it was impossible for the company to meet with their employees since they had a contract with a union composed of the majority of company employees.

On being questioned by Supervisor Mead, Mr. Fuller admitted that no attempt had been made by the company to meet with representatives of their striking employees, stating that such meeting could not be had because of nation-wide contract with another union as bargaining agent for the employees.

Supervisor Uhl expressed himself as being in sympathy with the striking employees, and suggested that Mr. M. T. Cook, General Manager of the company, be requested, if possible, to arrange a meeting with representatives of the strikers in an endeavor to arrive at a mutually acceptable solution to their problems.

### Motion

Supervisor Mead, seconded by Supervisor Uhl, moved that it be the consensus of the Board of Supervisors that the Western Union representatives take necessary steps to immediately negotiate with the representatives of the employees for the purpose of bringing about a satisfactory understanding and bringing this unnecessary strike to a satisfactory conclusion.

### Explanations of Votes

Supervisor Brown, in explanation of his vote on the foregoing motion, stated that he was as much interested in industrial peace as anyone in the room. "It so happens," said Supervisor Brown, "that I conduct a business in San Francisco and my family conducted business here for 64 years. I think the Federal Government has laid down laws by which that industrial peace can be assured. This matter has transcended the power of the Board of Supervisors. I find that in view of what has been said the question of with whom the Western Union will negotiate cannot be determined until the National Labor Relations Board has handed down its ruling. Until that ruling comes down this company jeopardizes its position to do otherwise, and while these people are entitled to their opinion, the fact remains that

the body with whom the Western Union must negotiate is the existing employees' Union. The fact that these people hold a grievance is beside the point. The point is that the Western Union is bound by its agreement to negotiate with the company union as it now exists and negotiations with any other party is breach of contract with that union. The matter of fact is the Board of Supervisors has no place in the picture. The Board of Supervisors is certainly subject to federal laws, and federal laws must prevail in any controversy of this nature. I am in sympathy with the desire of these people to improve their conditions; however, I am forced to vote against the motion.

Supervisor McGowan expressed surprise at Supervisor Brown's attitude and opinion that the matter had no place before the Board of Supervisors, in view of resolution presented by him requesting water front employees to meet with their employers and submit their differences to arbitration. All these people are asking, continued Supervisor McGowan, is that their employers meet with them and give them the right to sit down and discuss any differences that exist. There is no reason why the company officials should not sit down with their employees and discuss the matter in a friendly manner, and the Western Union Company owes it to the city to negotiate with their employees.

Thereupon, Supervisor Brown, in reply to Supervisor McGowan's statement, called attention to the difference in conditions: in the case of the water front employees dispute, no strike was in progress, and his thought was, if possible, to avert a threatening strike; in this case, a strike is already on.

Supervisor Colman, in explaining his vote, stated he regretted his inability to vote in favor of the motion. The Board of Supervisors was not, in his opinion, the proper body to take such action.

#### Motion Carried

Thereupon, the roll was called and the foregoing motion was carried by the following vote:

Ayes: Supervisors McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—8.

Noes: Supervisors Brown, Colman—2.

Absent: Supervisor Meyer—1.

#### Notification to Western Union Company of Action of Board

Thereupon, Supervisor McSheehy moved that the Clerk be instructed to notify the Western Union Company immediately, of the action just taken.

Motion carried by the following vote:

Ayes: Supervisors McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—8.

Noes: Supervisors Brown, Colman—2.

Absent: Supervisor Meyer—1.

#### Luncheon at Burlingame, September 22, 1939

At the request of Supervisor Ratto, the Board was polled to ascertain who could attend luncheon at Burlingame on September 12, 1939, invitation to which had been previously sent to the Board. Supervisors Ratto and Uhl announced their intention to attend. Supervisor Shannon would attend if possible.

#### Court Rooms for Additional Judges

Supervisor Ratto called attention to the expected appointment of two additional judges of the Superior Court for San Francisco, for which court rooms would be needed.

In reply thereto, the Clerk announced that request for court rooms

had been forwarded to the Director of Property, but that no reply had been received from him.

Thereupon, Supervisor Shannon requested that the matter be placed on the Finance Committee's calendar for its next meeting.

**Request for Improvements to Facilitate Travel to and From  
North Beach District**

Communication from North Beach Boosters' Association requesting widening and repaving of Stockton Street and a change of the Stockton Street terminal of the Municipal "F" line to afford better transportation between North Beach District and Market Street.

Referred to Streets Committee.

**ADJOURNMENT**

There being no further business, the Board, at the hour of 6 P. M., adjourned.

DAVID A. BARRY, Clerk.

*Approved by the Board of Supervisors, September 18, 1939.*

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,  
Clerk of the Board of Supervisors,  
City and County of San Francisco.





Monday, September 25, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco





# JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

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MONDAY, SEPTEMBER 25, 1939, 2 P. M.

In Board of Supervisors, San Francisco, Monday, September 25, 1939,  
2 P. M.

The Board of Supervisors met in regular session.

## CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

Quorum present.

President Warren Shannon presiding.

## APPROVAL OF JOURNAL

The Journal of Proceedings of the meeting of September 18, 1939, was considered read and approved.

## SPECIAL ORDER—2:30 P. M.

### Consideration Postponed

Supervisor Uhl's Motion to Repeal the Parking Meter Ordinance.

Supervisor Uhl's motion to repeal the Parking Meter Ordinance was considered by the Streets Committee on Wednesday, June 28th, and is referred back to the Board with the recommendation that the Ordinance be not repealed.

*July 5, 1939—Consideration postponed to July 10, 1939, at 2:30 P. M.*

*July 10, 1939—Consideration postponed to July 17, 1939, at 2:30 P. M.*

*July 17, 1939—Consideration postponed to Aug. 7, 1939, at 2:30 P. M.*

*Aug. 7, 1939—Inadvertently omitted from Calendar and restored to clear the Record.*

*August 14, 1939—Consideration postponed to September 11, 1939, at 2:30 P. M.*

*On motion by Supervisor Uhl, consideration postponed to Sept. 11, 1939, at 2:30 P. M.*

*Sept. 11, 1939—Remain on Calendar; Consideration postponed until receipt of Report from City Engineer to Chief Administrative Officer*

*as to his findings on the experience of eastern cities where parking meters have been installed.*

*September 18, 1939—Consideration postponed to September 25, 1939, at 2:30 P. M.*

*September 25, 1939—Consideration postponed to October 2, 1939, but not made a special order of business.*

### SPECIAL ORDER—4 P. M.

#### Referred to Art Commission

**Memorializing President, Senate and House to remove Federal prison on Alcatraz Island, and to replace same with statue of "PACIFICA."**

(Series of 1939)

Resolution No....., as follows:

Whereas, The Golden Gate and San Francisco Bay are famed throughout the world as forming one of the greatest and most beautiful natural harbors in the world and a haven to travelers, a port to world commerce and the Western Gateway to this land of abundance, democracy, freedom and peace; and

Whereas, At the Eastern Gateway to our nation, in New York Harbor, the Statue of Liberty stands as a fitting tribute to our ideal of freedom and an example to the oppressed of other lands; and

Whereas, At the Western Gateway in San Francisco Harbor our nation displays no symbol of any ideal but instead maintains on Alcatraz Island a desecration and a symbol to crime and stern punishment in the form of a Federal prison; and

Whereas, Peace is another great ideal to which we aspire for ourselves and all the world and it is most fitting that this be symbolized at this Western Gateway; therefore, be it

Resolved, That this Board of Supervisors of the City and County of San Francisco, memorialize The President of the United States and The Congress to replace the Federal prison on Alcatraz Island in San Francisco Bay with a great statue of Pacifica, as a symbol of Peace, and that in anticipation of this magnificent objective, the United States Government immediately take steps to remove the Federal prison from this great Western Gateway; and be it

Further Resolved, That copies of this resolution be sent to The President of the United States, to our representatives in the United States Senate and House of Congress, and to the Press.

*July 10, 1939—Presented by Supervisor McSheehy and referred to Public Buildings, Lands and City Planning Committee.*

*August 28, 1939—Called out from Committee by Supervisor McSheehy and made a Special Order of Business for Tuesday, September 5, 1939, at 4 P. M.*

*September 5, 1939—Consideration postponed until September 11, 1939, at 4 P. M.*

*September 11, 1939—Consideration postponed until September 18, 1939, at 4 P. M.*

*September 18, 1939—Consideration postponed to September 25, 1939, at 4 P. M.*

*September 25, 1939—On motion by Supervisor Colman the foregoing matter was referred to the Art Commission for opinion as to whether the statue of "Pacifica" should be, or could be erected on Alcatraz Island.*

## UNFINISHED BUSINESS

None.

## NEW BUSINESS

## Adopted

The following recommendations of Finance Committee were taken up:

Approval of Recommendations of Public Welfare Department  
(Series of 1939)

Resolution No. 548, as follows:

Resolved, That the recommendations of the Public Welfare Department containing the names and amounts to be paid as Old Age Security Aid, Blind Pensions and Half Orphan Aid for the month of October, 1939, including amounts, increases, decreases, denials, cancellations, suspensions, and other transactions, are hereby approved, and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

Further Resolved, That the Board of Supervisors declares an extension of time is necessary in certain cases as requested by the Public Welfare Department.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shaanon, Uhl—11.

Authorizing Release of the Lien in Favor of the City and County of  
San Francisco and Against Mary Portelli and Paoli Portelli,  
Her Husband.

(Series of 1939)

Resolution No. 549, as follows:

Authorizing release of the lien in favor of the City and County of San Francisco and against Mary Portelli and Paoli Portelli, her husband.

Whereas, Mary Portelli and Paoli Portelli, her husband, who are beneficiaries of relief granted to said parties by the City and County of San Francisco, a municipal corporation, did execute, on May 2, 1938, a lien in favor of the City and County of San Francisco on all property then owned or possessed by said parties or which might thereafter be acquired by them or in their behalf, said lien being recorded in the office of the County Recorder of the City and County of San Francisco, in Liber 3495 of Official Records at page 142; and

Whereas, It being for the best interests of all parties concerned, and particularly for the best interests of the City and County of San Francisco, that the lien herein referred to and particularly that part of the lien which refers to the following described real property situate in the City and County of San Francisco, State of California, and more particularly described as follows:

Beginning at a point on the southeasterly line of Mendell Street (formerly "M" Street South), distant thereon 50 feet northeasterly from the northeasterly line of Innes Avenue (formerly Ninth Avenue South); and running thence northeasterly along the south-

easterly line of Mendell Street 50 feet; thence at a right angle southeasterly 95 feet; thence at a right angle southwesterly 50 feet; thence at a right angle northwesterly 95 feet to the point of beginning.

Being a portion of Lot 104, in Block 165, as per "Map of the lands of CENTRAL PARK HOMESTEAD ASSOCIATION," filed May 11, 1867, in Book "C" and "D" of Maps, page 87, in the office of the Recorder of the City and County of San Francisco, State of California,

be released in consideration of the payment to the City and County by said Mary Portelli and Paoli Portelli, her husband, the sum of Two Hundred Fifty (\$250.00) Dollars.

Now, Therefore, Be it Resolved, That the City and County of San Francisco be, and it is, hereby authorized to accept the said sum of Two Hundred Fifty (\$250.00) Dollars in full settlement of all claims now existing against said Mary Portelli and Paoli Portelli, her husband, and the Mayor of the City and County of San Francisco and the Clerk of the Board of Supervisors be, and they are hereby authorized and directed to execute a release of the lien and charge against all property now owned or possessed by the parties herein named or that may hereafter be acquired by them or in their behalf and particularly the lien against the aforementioned real property upon the payment of the said sum of Two Hundred Fifty (\$250.00) Dollars.

Approved as to form by the City Attorney.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Authorizing Lease of Space in Building at 717 Market Street  
For WPA Writers' Project  
(Series of 1939)**

Resolution No. 550, as follows:

Authorizing lease of space in building at 717 Market Street for WPA Writers' Project.

Resolved, That the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, as Lessee, be and are hereby authorized and directed to enter into a written lease with BANK OF CALIFORNIA, N. A., as Lessor, of Rooms Nos. 601, 602, 603 and 605, in the Kamm Building, 717 Market Street, San Francisco, California, for a period of ten months beginning September 1, 1939, at a rental of \$153.34 per month, payable from such funds as may be made available for the purpose. The lease may be cancelled by either party upon thirty days' written notice. The City shall have the right to renew the lease for an additional period of one year beginning July 1, 1940 at the same monthly rental. The rooms are to be used for a WPA writers' project.

Approved by the Assistant City Engineer.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.



**Authorizing Lease of Building at 2351 Jackson Street  
For WPA Music Project**

(Series of 1939)

Resolution No. 551, as follows:

Authorizing lease of building at 2351 Jackson Street for WPA Music Project.

Resolved, That the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, as Lessee, be and are hereby authorized and directed to enter into a written lease with ARRILLIGA MUSICAL COLLEGE, as Lessor, of that certain building located at 2351 Jackson Street, San Francisco, California, for a period of ten months beginning September 1, 1939, at a rental of \$166.66 per month, payable from such funds as may be made available for the purpose. The lease may be cancelled by either party upon thirty days' written notice. The City shall have the right to renew the lease for an additional period of one year beginning July 1, 1940 at the same monthly rental. The building is to be used for a WPA music project.

Approved by the Assistant City Engineer.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Authorizing Lease of Building at 960 Bush Street  
For WPA Music Project**

(Series of 1939)

Resolution No. 552, as follows:

Authorizing lease of building at 960 Bush Street for WPA music project.

Resolved, That the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, as Lessee, be and are hereby authorized and directed to enter into a written lease with JULIUS H. BERGHAUSER, as Lessor, of that certain three story building, except the basement, located at 960 Bush Street, San Francisco, California, for a period of ten months beginning September 1, 1939, at a rental of \$200.00 per month, payable from such funds as may be made available for the purpose. The lease may be cancelled by either party upon thirty days' written notice. The City shall have the right to renew the lease for an additional period of one year beginning July 1, 1940 at the same monthly rental. The building is to be used for a WPA music project.

Approved by the Assistant City Engineer.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Approving Agreement with Pacific Gas & Electric Company for  
Installation of Lighting Equipment at Funston Playground**

(Series of 1939)

Resolution No. 553, as follows:

Whereas, The City and County of San Francisco is the owner of certain playground operated and maintained under the direction of the Recreation Commission of the City and County of San Francisco which said playground is known as Funston Playground and is bounded by Bay Street, Laguna Street, Chestnut Street and Webster Street; and

Whereas, Said playground is equipped with Baseball Diamonds Tennis Courts and other Sports Fields which cannot be used at night because of the lack of lighting facilities in and about said playground; and

Whereas, A large number of the residents of the district adjacent to said playground have requested that the same be suitably lighted so that it may be enjoyed and used at night by the people of the district in which said playground is situated as well as by other persons desiring to use the same; and

Whereas, The Pacific Gas and Electric Company has agreed to install the necessary lighting fixtures and equipment in said playground according to certain plans therefor prepared by the Manager and Chief Engineer of the Electrical Power Bureau of the Public Utilities Commission, the cost of which will not exceed the sum of Twenty-seven Thousand Five Hundred (\$27,500.00) Dollars; and to give and grant to the City and County of San Francisco the right and option to acquire each year the title to a specific one-sixth (1/6th) of said lighting equipment installed in said playground upon the payment of one-sixth (1/6th) of the total cost of the installation and construction of said lighting equipment; and

Whereas, The Recreation Department has submitted to this Board a copy of the proposed Agreement to be entered into between the City and County of San Francisco and the Pacific Gas and Electric Company.

Now, Therefore, Be it Resolved, That this Board of Supervisors does hereby approve said Agreement and all and singular the conditions therein contained and accepts the option granted to the City by and through said Agreement and does hereby authorize the Mayor of the City and County of San Francisco and the Clerk of the Board of Supervisors of said City and County to enter into said Agreement and to execute the same for and on behalf of the City and County of San Francisco.

Approved as to form by the City Attorney.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Approving Agreement with Pacific Gas & Electric Company for  
Installation of Lighting Equipment at James Rolph Jr. Playground**

(Series of 1939)

Resolution No. 554, as follows:

Whereas, The City and County of San Francisco is the owner of a certain playground operated and maintained under the direction of the Recreation Commission of the City and County of San Francisco

which said playground is known as James Rolph, Jr., Playground and is bounded by Hampshire Street, Army Street, Potrero Avenue and by adjoining property privately owned; and

Whereas, Said playground is equipped with Baseball Diamond, Tennis Courts, Softball Field and other Sports Fields which cannot be used at night because of the lack of lighting facilities in and about said playgrounds; and

Whereas, A large number of the residents of the district adjacent to said playground have requested that the same be suitably lighted so that it may be enjoyed and used at night by the people of the district in which said playground is situated as well as by other persons desiring to use the same; and

Whereas, The Pacific Gas and Electric Company has agreed to install the necessary lighting fixtures and equipment in said playground according to certain plans therefor prepared by the Manager and Chief Engineer of the Electrical Power Bureau of the Public Utilities Commission, the cost of which will not exceed the sum of Twelve Thousand Five Hundred (\$12,500.00) Dollars; and to give and grant to the City and County of San Francisco the right and option to acquire each year the title to a specific one-sixth (1/6th) of said lighting equipment installed in said playground upon the payment of one-sixth (1/6th) of the total cost of the installation and construction of said lighting equipment; and

Whereas, the Recreation Department has submitted to this Board a copy of the proposed Agreement to be entered into between the City and County of San Francisco and the Pacific Gas and Electric Company.

Now, Therefore, Be it Resolved, That this Board of Supervisors does hereby approve said Agreement and all and singular the conditions therein contained and accepts the option granted to the City by and through said Agreement and does hereby authorize the Mayor of the City and County of San Francisco and the Clerk of the Board of Supervisors of said City and County to enter into said Agreement and to execute the same for and on behalf of the City and County of San Francisco.

Approved as to form by the City Attorney.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

### Passage for Second Reading

The following recommendations of the Finance Committee were taken up:

#### Supplemental Appropriation \$40,000 to Increase Municipal Railway Operative Fund

(Series of 1939)

Bill No. 341, Ordinance No....., as follows:

Authorizing a supplemental appropriation of \$40,000 out of the surplus existing in the Municipal Railway Operative Fund to the credit of the Municipal Railway Stores Revolving Fund, and amending Ordinance No. 9.051227 entitled: "Authorizing a supplemental Appro-

priation of \$200,000 out of the surplus existing in the Municipal Railway Operative Fund to the credit of the Municipal Railway Stores Revolving Fund which is hereby created for the purpose of providing for the purchase, storage, and clearance of materials and supplies required for the use of the Municipal Railway and providing the procedure therefor," by increasing the amount thereof to \$290,000.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby appropriated and set aside out of the surplus existing in the Municipal Railway Operative Fund the sum of \$40,000 to the credit of the Municipal Railway Stores Revolving Fund which last mentioned fund was created by Ordinance No. 9.051227 in the amount of \$200,000, and increased to \$250,000 by Ordinance No. 9.051254.

Section 2. Section 1 of Ordinance No. 9.051227 is hereby amended to read as follows: There is hereby created a Municipal Railway Stores Revolving Fund in the amount of \$290,000, for the purchase, storage, and clearance of materials and supplies required for the use of the Municipal Railway in connection with its performance.

Section 3. The within increase in the Municipal Railway Stores Revolving Fund is made in order to provide funds to protect the City against a rising market in the purchase of copper trolley wire, steel rails, plates and other necessary materials and supplies.

Recommended by the Manager of Utilities.

Approved by the Mayor.

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

Approved by the Public Utilities Commission.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

Reappropriating \$1478 to Provide for Creation of Permanent Position of Key Drive Calculating Machine Operator, in Controller's Office, in Lieu of One Temporary Position.

(Series of 1939)

Bill No. 342. Ordinance No....., as follows:

Reappropriating the sum of \$1478 out of surplus existing in Appropriation No. 960.101.00 to the credit of Appropriation No. 960.101.00 and creating the position of one B308 Key Drive Calculating Machine Operator at \$155 per month in the office of the Controller, and providing the compensation therefor for the period September 14, 1939 to June 30, 1940.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1478 is hereby reappropriated out of surplus in Appropriation No. 960.101.00 to the credit of Appropriation No. 960.101.00 to provide funds for the compensation of one B308 Key Drive Calculating Machine Operator at \$155 per month in the office of the Controller for the period September 14, 1939 to June 30, 1940.

Section 2. The position of one B308 Key Drive Calculating Machine

Operator at \$155 per month in the office of the Controller is hereby created.

Recommended by the Controller.

Approved as to form by the City Attorney.

Approved by the Mayor.

Approved as to funds available by the Controller.

Approved by the Secretary of the Civil Service Commission.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

An Ordinance Amending Bill 192, Ordinance 186, Section 67, (Controller) By Increasing the Number of Employments Under Item 34.2 from 1 to 2 B308 Key Drive Calculating Machine Operator at \$155.

(Series of 1939)

Bill No. 343, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 67, (Controller) by increasing the number of employments under Item 34.2 from 1 to 2 B308 Key Drive Calculating Machine Operator at \$155.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 67, is hereby amended to read as follows:

#### Section 67. CONTROLLER

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1		Controller .....	\$ 833.33
3	5	B4	Bookkeeper .....	185
4	3	B4	Bookkeeper .....	180
5	10	B4	Bookkeeper .....	175
6	1	B6	Senior Bookkeeper .....	225
7	3	B6	Senior Bookkeeper .....	210
8	4	B6	Senior Bookkeeper .....	200
9	2	B6	Senior Bookkeeper .....	190
10	1	B7	Asst. Supervisor of Disbursements .....	240
10.1	1	B7	Asst. Supervisor of Disbursements .....	225
11	1	B8	Supervisor of Disbursements .....	275
11.1	5	B10	Accountants .....	240
12	1	B11	Cost Analyst .....	245
13	1	B14	Senior Accountant .....	325
14	2	B14	Senior Accountant .....	285
15	1	B21	Chief Assistant Controller .....	625
16	1	B26	Supervisor of Budgets Statistics .....	250
17	1	B28	Supervisor of General Audits .....	400
18	1	B30	Supervisor of Utilities Audits .....	400
19	1	B55	Supervisor of Pay Rolls .....	325
20	2	B210	Office Assistant (part time) .....	79.50
21	3	B222	General Clerk .....	200
22	1	B222	General Clerk .....	190
23	2	B222	General Clerk .....	185
24	2	B222	General Clerk .....	175
25	1	B228	Senior Clerk .....	250
26	1	B228	Senior Clerk .....	200
26.1	1	B228	Senior Clerk .....	175
27	1	B234	Head Clerk .....	210
28	1	B234	Head Clerk .....	300

Section 67. **CONTROLLER** (Continued)

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
29	2	B234	Head Clerk .....	225
30	1	B234	Head Clerk .....	240
30.1	1	B237	Tax Redemption Clerk .....	200
31	1	B301	Pay Roll Machine Operator .....	190
32	3	B301	Pay Roll Machine Operator .....	175
33	3	B301	Pay Roll Machine Operator .....	165
34	2	B302	Addressing Machine Operator .....	155
34.1	1	B304	Senior Addressing Machine Operator .....	180
34.2	2	B308	<b>Key Drive Calculating Machine Operator</b> .....	155
35	1	B310b	Tabulating Numerical Key Punch Operator .....	175
36	1	B310b	Tabulating Numerical Key Punch Operator .....	155
37	1	B311	Bookkeeping Machine Operator .....	175
38	3	B311	Bookkeeping Machine Operator .....	165
39	1	B312	Senior Bookkeeping Machine Operator .....	185
40	1	B408	General Clerk-Stenographer .....	200
41	1	B408	General Clerk-Stenographer .....	175
42	2	B408	General Clerk-Stenographer .....	155
43	1	B417	Executive Secretary to the Controller.....	250
44	1	B460	Secretarial Telephone Operator .....	155
44.1	1	B460	Secretarial Telephone Operator (part time)	75
45	2	B512	General Clerk-Typist .....	175
45.1	4	B512	General Clerk-Typist .....	155
46	1	K6	Senior Attorney-Civil .....	400
47			Seasonal, Clerical and other Temporary Services, (as needed) at rates not in excess of Salary Standardization Schedules.	

Field Bookkeepers or Accountants (Construction Works outside S. F.) (as needed) at rates fixed in Salary Standardization report.

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**An Ordinance Amending Bill 192, Ordinance 186, Section 46, Department of Public Works, Bureau of Engineering, By Increasing the Number of Employments Under Item 41 from 1 to 2 B408 General Clerk-Stenographer at \$155.**

(Series of 1939)

Bill No. 344, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 46, Department of Public Works, Bureau of Engineering, by increasing the number of Employments under Item 41 from 1 to 2 B408 General Clerk-Stenographer at \$155.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 46, is hereby amended to read as follows:



## Section 46. DEPARTMENT OF PUBLIC WORKS—

## BUREAU OF ENGINEERING (Continued)

EMPLOYMENTS PREDICATED ON REVENUE AND BOND  
ISSUE MONEYS

The following positions are in interdepartmental service and predicated on bond issues and the occupants have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
36	1	B222	General Clerk .....	\$ 155
37	1	B325	Blue Printer .....	215
38	1	B327	Photostat Operator .....	225
39	1	B332	Photographer .....	265
40	1	B408	General Clerk-Stenographer .....	175
41	2	B408	<b>General Clerk-Stenographer</b> .....	155
41.1	1	B512	General Clerk-Typist .....	150
42	6	F204	Civil Engineering Inspector .....	250
43	26	F204	Civil Engineering Inspector .....	225
44	1	F206	Senior Civil Engineering Inspector.....	275
46	1	F208	Chief Civil Engineering Inspector, Minor..	300
47	1	F210	Chief Civil Engineering Inspector, Major..	400
49	5	F252	Junior Civil Engineering Draftsman .....	160
50	1	F254	Civil Engineering Draftsman .....	250
52	7	F254	Civil Engineering Draftsman .....	200
53	5	F258	Senior Civil Engineering Draftsman.....	250
54	3	F260	Civil Engineering Designer .....	300
55	1	F260	Civil Engineering Designer .....	250
56	1	F262	Sanitary Engineering Designer .....	250
57	1	F262	Sanitary Engineering Designer .....	300
58	1	F354	Electrical Engineering Designer .....	250
58.1	1	F356	Electrical Engineering Inspector .....	225
59	4	F452	Mechanical Draftsman .....	200
60	1	F452	Mechanical Draftsman .....	225
61	6	F454	Mechanical Engineering Designer .....	250
62	1	F460	Assistant Mechanical Engineer .....	250
63	2	F552	Structural Draftsman .....	200
65	6	F604	Surveyor's Field Assistant .....	225
65.1	3	F604	Surveyor's Field Assistant .....	175
66	2	F610	Surveyor .....	250
66.1	1	F664	Traffic Engineer .....	300
67	1	L114	Engineering Chemist .....	225
69		A106	Building Inspector .....	225
71		F102	Architectural Draftsman .....	200
72		F106	Architectural Designer .....	250
73		F108	Architect .....	300
74		F352	Electrical Draftsman .....	200
75		F360	Assistant Electrical Engineer .....	250
76		F362	Electrical Engineer .....	300
77		F401	Junior Hydraulic Engineer .....	160
78		F404	Hydraulic Engineering Designer .....	250
79		F406	Assistant Hydraulic Engineer .....	250
80		F408	Hydraulic Engineer .....	300
81		F462	Mechanical Engineer .....	300
82		F554	Structural Engineer Designer .....	275
83		F558	Structural Engineer .....	275

Section 46. **DEPARTMENT OF PUBLIC WORKS—**  
**BUREAU OF ENGINEERING (Continued)**

Item No.	No. of Employees No.	Class	Class-Title	Maximum Monthly Rate
84		B210	Office Assistant .....	85
85		B4	Bookkeeper .....	175
86		C152	Watchman .....	145
88		F351	Junior Electrical Engineer .....	160
91		M256	Mechanical Inspector .....	225
92		J4	Laborer at \$6 per day .....	
95		M252	Machinist's Helper at \$7.08 per day .....	
96		M254	Machinist at \$9 per day .....	
97		O152	Engineer of Hoisting and Portable Engines at \$11.40 per day .....	

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**Authorizing An Appropriation of \$11,855.51 Out of the Emergency Reserve Fund to the Credit of the Department of Public Health for the Purpose of Paying Cash Allowances to Employees of the Laguna Honda Home, San Francisco Hospital and Hassler Health Home for Laundry and Meals Not Furnished and Not Contracted for During the Month of August, 1939.**

(Series of 1939)

Bill No. 345, Ordinance No....., as follows:

Authorizing an appropriation of \$11,855.51 out of the Emergency Reserve Fund to the credit of the Department of Public Health for the purpose of paying cash allowances to employees of the Laguna Honda Home, San Francisco Hospital and Hassler Health Home for laundry and meals not furnished and not contracted for during the month of August, 1939.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$11,855.51 is hereby appropriated and set aside out of the Emergency Reserve Fund to the credit of the following Department of Public Health appropriations for the purpose of paying cash allowances to employees of the Laguna Honda Home, San Francisco Hospital and Hassler Health Home for laundry and meals not furnished and not contracted for during the month of July, 1939.

**Laguna Honda Home**

No. 951.101.00-2	Laundry Allowance .....	\$ 28.45		
No. 951.101.02-2	Laundry Allowance .....	126.37		
No. 951.102.00-2	Laundry Allowance .....	32.75	\$ 187.57	
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No. 951.101.00-3	Meal Allowance .....	\$ 852.70		
No. 951.101.02-3	Meal Allowance .....	848.27		
No. 951.102.00-3	Meal Allowance .....	140.00	1,841.17	\$ 2,028.74
		<hr/>		

**San Francisco Hospital**

No. 952.101.00-2	Laundry Allowance ....	\$ .46		
No. 952.101.01-2	Laundry Allowance ....	12.22		
No. 953.101.00-2	Laundry Allowance ....	49.19	Debit	
No. 953.101.02-2	Laundry Allowance ....	180.02		
No. 953.101.03-2	Laundry Allowance ....	527.08		
No. 953.101.04-2	Laundry Allowance ....	3.50		
No. 953.101.06-2	Laundry Allowance ....	3.75	Debit	
No. 953.102.00-2	Laundry Allowance ....	6.09		
No. 953.102.50-2	Laundry Allowance ....	.84		677.27

No. 952.101.00-3	Meal Allowance .....	\$ 148.83		
No. 952.101.01-3	Meal Allowance .....	48.98		
No. 953.101.00-3	Meal Allowance .....	474.10		
No. 953.101.02-3	Meal Allowance .....	4,565.69		
No. 953.101.03-3	Meal Allowance .....	3,161.12		
No. 953.101.04-3	Meal Allowance .....	118.50		
No. 953.102.00-3	Meal Allowance .....	274.25		
No. 953.102.50-3	Meal Allowance .....	2.71	8,794.18	\$ 9,471.45

**Hassler Health Home**

No. 955.101.00-2	Laundry Allowance ....	\$ 17.50		
No. 955.101.01-2	Laundry Allowance ....	13.80		
No. 955.102.00-2	Laundry Allowance ....	5.76	37.06	
No. 955.101.00-3	Meal Allowance .....	\$ 183.95		
No. 955.101.01-3	Meal Allowance .....	110.73		
No. 955.102.00-3	Meal Allowance .....	23.58	318.26	355.32
				\$11,855.51

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved as to Form by City Attorney.

Approved by the Mayor.

Approved as to funds available by the Controller.

*Passed for second reading by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehey, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

Reappropriating the Sum of \$1600.00 From the Surplus Existing in Appropriation 945.103.00 to the Credit of Appropriation 948.902.00 for the Installation of Conduit Beneath the Pavement on 19th Avenue from Lawton to Taraval.

(Series of 1939)

Bill No. 346, Ordinance No....., as follows:

Reappropriating the sum of \$1600.00 from the surplus existing in Appropriation 945.103.00 to the credit of Appropriation 948.902.00 for the installation of conduit beneath the pavement on 19th Avenue from Lawton to Taraval.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1600.00 is hereby reappropriated and set aside out of the surplus existing in Appropriation 945,103.00 to the credit of Appropriation 948,902.00 for the installation of conduit beneath the pavement on 19th Avenue from Lawton to Taraval.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

### Final Passage

The following recommendations of the Finance Committee were taken up:

Authorizing An Appropriation of \$500.00 Out of the Emergency Reserve Fund to the Credit of the Hassler Home for the Purpose of Providing Funds for Sick Leave Relief for the Fiscal Year 1939-1940, An Emergency Ordinance.

(Series of 1939)

Bill No. 347, Ordinance No....., as follows:

Authorizing an appropriation of \$500.00 out of the Emergency Reserve Fund to the credit of the Hassler Health Home for the purpose of providing funds for sick leave relief for the fiscal year 1939-1940, an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$500.00 is hereby appropriated and set aside out of the Emergency Reserve Fund to the credit of Appropriation No. 955,102.50 for the purpose of providing funds for sick leave relief for the fiscal year 1939-1940 at the Hassler Health Home.

Section 2. The ordinance is passed as an emergency measure, and the Board of Supervisors does hereby declare by vote by which this ordinance is passed that an actual emergency exists, as this department is without sufficient funds to adequately provide for the health of the people of San Francisco.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Approved by the Mayor.

Approved as to funds available by the Controller.

*Finally passed by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

Authorizing An Appropriation of \$85.38 from the Emergency Reserve Fund—Appropriation No. 902.900.00, to the Credit of Appropriation No. 964.818.00—Automobile Insurance Premiums—San Francisco Airport, to Provide Funds to Cover Airport Automobile Insurance Premium; An Emergency Ordinance.

(Series of 1939)

Bill No. 348, Ordinance No. \_\_\_\_\_, as follows:

Authorizing an appropriation of \$85.38 from the Emergency Reserve Fund—Appropriation No. 902.900.00, to the credit of Appropriation No. 964.818.00—Automobile Insurance Premiums—San Francisco Airport, to provide funds to cover Airport automobile insurance premium; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$85.38 is hereby appropriated from the Emergency Reserve Fund—Appropriation No. 902.900.00, to the credit of Appropriation No. 964.818.00—Automobile Insurance Premiums—San Francisco Airport, to provide for a deficiency in budgeted funds to cover Airport Automobile Insurance Premium.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists, as immediate action is required to provide for the uninterrupted operation of the San Francisco Airport, as the funds heretofore appropriated have proven insufficient for the purpose.

Approved as to form by the City Attorney.

Recommended by the Manager of Utilities.

Approved by the Public Utilities Commission.

Approved as to funds available by the Controller.

Approved by the Mayor.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

The following recommendation of Streets Committee was taken up:

Approving Map of Ocean View Terrace, San Francisco, Calif.  
Accepting Randolph Street, and Approving and Accepting Bond  
for Taxes in Connection Therewith.

(Series of 1939)

Resolution No. 555, as follows:

Resolved, That that certain map entitled "Map of Ocean View Terrace, San Francisco, Cal., composed of 2 sheets," be and is hereby approved and adopted as the official map of Ocean View Terrace, San Francisco, Cal., and that parcel of land delineated and designated thereon as Randolph Street not heretofore dedicated to public use, is hereby accepted on behalf of the City and County of San Francisco and declared to be an open public street dedicated to public use to be known as Randolph Street, and be it

Further Resolved, That the City and County of San Francisco accept that certain deed dated the 21st day of August, 1939, from Joseph L. Stewart and Marabel Stewart, his wife, granting to the City and County

of San Francisco all that land comprising Randolph Street, as delineated upon said map, and be it

Further Resolved, That that certain bond in the sum of \$700, executed the 30th day of August, 1939, between Joseph L. Stewart and Marabel Stewart, as principal, and Andrew J. Gawley and C. L. Braskamp, as sureties, running to the City and County of San Francisco, conditioned for the payment of all taxes or special assessments collected as taxes which are at the time of filing said map, a lien against the land or any part thereof as shown upon said map but not yet payable, be and is hereby approved and accepted, the said sum of \$700 being sufficient to cover all the taxes which are a lien upon the property described in said map and which are not yet payable, the amount of such taxes being estimated by the Controller of the City and County of San Francisco to be \$346.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

The following recommendations of Health Committee were taken up:

**Abatement Proceedings—1824-1826 Post Street**

(Series of 1939)

Resolution No. 556, as follows:

Resolved, That in accordance with the recommendation of the Department of Public Health, the Board of Supervisors of the City and County of San Francisco, State of California, does hereby declare that the premises numbered, known and designated as 1824-1826 Post Street, in the City and County of San Francisco, be and the same is hereby declared to be a public nuisance and the City Attorney of said City and County is hereby directed to abate the same in conformity with the provisions of Section 731 of the Code of Civil Procedure of the State of California.

*Adopted* by the following vote:

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Abatement Proceedings—3351 - 21st Street**

(Series of 1939)

Resolution No. 557, as follows:

Resolved, That in accordance with the recommendation of the Department of Public Health, the Board of Supervisors of the City and County of San Francisco, State of California, does hereby declare that the premises numbered, known and designated as 3351 - 21st Street, in the City and County of San Francisco, be and the same is hereby declared to be a public nuisance and the City Attorney of said City and County is hereby directed to abate the same in conformity with the provisions of Section 731 of the Code of Civil Procedure of the State of California.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.



**Abatement Proceedings—S/E Corner Pine and Laguna Streets**  
(Series of 1939)

Resolution No. 558, as follows:

Resolved, That in accordance with the recommendation of the Department of Public Health, the Board of Supervisors of the City and County of San Francisco, State of California, does hereby declare that the structures situate on the lot at the southeast corner of Pine and Laguna Streets, in the City and County of San Francisco, be and the same are hereby declared to be a public nuisance, and the City Attorney of said City and County is hereby directed to abate the same in conformity with the provisions of Section 731 of the Code of Civil Procedure of the State of California.

*Adopted by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,  
BILLS AND COMMUNICATIONS NOT CONSIDERED OR  
REPORTED UPON BY A COMMITTEE.**

**Adopted**

The following recommendation of the Finance Committee was taken up:

**Refund of Erroneous Payment of Taxes, Mrs. Margaret Hill.**

(Series of 1939)

Resolution No. 560, as follows:

Resolved, That the following amount be and it is hereby authorized to be paid to the following, being erroneous payment of taxes, to-wit:

From General Fund—Appropriation 60,969.00:

Mrs. Margaret Hill, per Lot 1, Block 4098/4133, Fiscal Year, 1938-1939, overpayment of taxes—\$14.72.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**Adopted**

The following recommendation of his Honor, the Mayor, was taken up:

**Leave of Absence, Dr. Walter Heil, Director of DeYoung Museum.**

(Series of 1939)

Resolution No. 561, as follows:

Resolved, That in accordance with the recommendation of his Honor the Mayor, Dr. Walter Heil, Director of DeYoung Museum, be and he is hereby granted a leave of absence for a period of thirty days, commencing September 27th, with permission to leave the state.

*Adopted by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**Concessions, Aquatic Park, and Its Continuance as Public Playground.**  
(Series of 1939)

Supervisor Mead presented Resolution No....., as follows:

Whereas, Mayor Rossi has received many complaints from the citizens of San Francisco relative to the conduct of Aquatic Park; and

Whereas, City Attorney John J. O'Toole has urged the Park Commission to have an immediate showdown relative to the contract with the Park concessionaires and their failure to pay rent; now, therefore, be it

Resolved, That the Board of Supervisors requests City Attorney John J. O'Toole to give full co-operation to the W. P. A. investigators and engineering staff, who have been commissioned by Mr. Harold Hunter, Assistant Commissioner of W. P. A. in Washington, to bring this matter into the open for final decision as to whether public faith has been abused; and be it

Further Resolved, That the Board of Supervisors requests the City Attorney's office to make a full report to the Board on its findings; and be it

Further Resolved, That the Board of Supervisors hereby goes on record as being in favor of continuing Aquatic Park as a playground for the people.

*Referred to Education, Parks and Recreation Committees.*

**Roads and Highways Conference, San Francisco, October 12, 1939.**

(Series of 1939)

Supervisor Shannon presented Resolution No. 559, as follows:

Whereas, Supervisors representing fourteen interior California Counties, attending meetings under the auspices of Alta California, Inc. at Marysville, June 29, 1939 and at Modesto, July 6, 1939, adopted the following resolution:

"Whereas, the best interest of the rural counties of Northern California can be served by having an interrelated and comprehensive exchange of plans for the addition and betterment of the roads of the counties through cooperative effort, and

"Whereas, a study would be desirable on how to proceed for the organization of individual counties into composite groups, and to perfect the development of a system of interrelated county roads to enable the counties jointly to secure State and Federal aid, and

"Whereas, the facilities for such detailed studies are limited in most of the rural counties of Northern California,

"Now, therefore, be it resolved, that the representatives of the counties here assembled recommend to their respective Boards of Supervisors at their next meetings that a representative of the Board be delegated to attend a highway and roads conference of Northern California counties at an early date and that the metropolitan City and County of San Francisco be requested to call such a conference to the end that the northern section of the State may be fully represented," and

Whereas, it is in the public interest that San Francisco cooperate with neighboring counties in the solution of mutual problems, and

Whereas, an adequate net-work of roads and highways is indispensable to the prosperity of San Francisco's trade area and therefore indispensable to the prosperity of San Francisco, and

Whereas, consultation with Supervisors of interior counties indicates

that October 12 would be a suitable and convenient date on which to hold such a conference in San Francisco.

Now, Therefore, Be It Resolved that the Board of Supervisors of the City and County of San Francisco do and hereby does invite members of the Board of Supervisors from Kern County north to the Oregon line to attend a roads and highways conference in San Francisco on October 12th, each Board being urged to be represented by at least one member, and

Be It Further Resolved that the Advisory Committee on Regional Service be requested to arrange a suitable place and program for this conference.

*Adopted by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

### San Francisco Day at the Exposition

Supervisor Colman called attention to San Francisco Day at the Exposition, to be celebrated on September 30, 1939. He outlined briefly the program for the day, and invited the attendance of all to help make the day an outstanding success.

### Amendment to Traffic Code

Supervisor McSheehy presented a proposed amendment to the San Francisco Municipal Code, to repeal that provision prohibiting early morning parking.

*Referred to Joint Streets and Judiciary Committee.*

### Protest Against Criticism in Sunset Courier

At the request of Supervisor Ratto, the Clerk read article in the Sunset Courier, of September 21, 1939, entitled "Information Please," by George W. Gearhard, re widening of Nineteenth Avenue and the opening to traffic of the newly constructed road in Golden Gate Park, connecting with Funston Avenue.

Supervisor Ratto, in reply to the statements made in the above mentioned article, protested the criticism of Mr. Gearhard, and called attention to the fact that communications from Mr. Gearhard had been answered, and that Mr. Gearhard was well informed on the questions about which he had asked. Supervisor Ratto suggested that the Clerk supply to the Sunset Courier the exact facts about Mr. Gearhard's letters to various Board members and city officials.

Supervisor Roncovieri, supplementing Supervisor Ratto's suggestion, requested that copies of Supervisors' answers to Mr. Gearhard's letters be sent to the Sunset Courier.

No objection and so ordered.

### Re-reference of Proposed Patent Chimney Ordinance to the Board

Following report of committee deliberations on the proposed Patent Chimney Ordinance, by Supervisor Uhl, Chairman of the Public Buildings, Lands and City Planning Committee, during which he suggested that the proposed legislation be referred either to the Finance Committee for recommendation as to fees to be charged, or to the full Board.

Thereupon, the Chair suggested that the matter be re-referred to the Board, and that the Board sit as a Committee of the Whole to consider same.

So ordered.

**Request for Information re Copper Cable**

Supervisor Uhl requested that the Clerk obtain for him the original purchase price of copper cable intended for transmission line from Newark to San Francisco, and the price at which that cable had been sold.

**ADJOURNMENT**

There being no further business, the Board, at the hour of 2:50 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors, October 2, 1939.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,  
Clerk of the Board of Supervisors,  
City and County of San Francisco.

Vol. 34

No. 42

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Monday, October 2, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco



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# JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

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MONDAY, OCTOBER 2, 1939, 2 P. M.

In Board of Supervisors, San Francisco, Monday, October 2, 1939,  
2 P. M.

The Board of Supervisors met in regular session.

## CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

Quorum present.

President Warren Shannon presiding.

## APPROVAL OF JOURNAL

The Journal of Proceedings of the meeting of September 25, 1939, was considered read and approved.

## Final Passage

## UNFINISHED BUSINESS

The following recommendations of Finance Committee, heretofore passed for second reading, were taken up:

**Appropriating \$228,000 from Surplus Existing in Municipal Railway Operating Fund for the Purpose of Establishing a Trolley Bus Line from Beale Street to Army Street and Return Along Certain Streets.**

(Series of 1939)

Bill No. 327, Ordinance No. 319, as follows:

Appropriating \$228,000 from surplus existing in Municipal Railway Operating Fund for the purpose of establishing a trolley bus line from Beale Street to Army Street and return along certain streets.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$228,000 is hereby appropriated and set aside

out of the surplus existing in the Municipal Railway Operating Fund to the credit of the following appropriations in the amounts indicated:

Appropriation No. 965.400.00 .....	\$116,000	
Appropriation No. 965.500.00 .....	112,000	\$228,000

for the purchase of equipment and for the purchase and construction of pole lines and feeders, overhead wires and storage and service structures and any other structures and appurtenances necessary for extending the Municipal Railway System in the Mission District of the City and County of San Francisco by means of a trolley bus line from Beale Street along Howard Street and Van Ness Avenue South to Army Street; thence along Army Street to Shotwell Street to Twenty-sixth Street; thence along Twenty-sixth Street to Van Ness Avenue South; thence returning via Van Ness Avenue South and Howard Street to Beale Street.

Approved as to form by the City Attorney.

Recommended by the Manager of Utilities.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved by the Public Utilities Commission.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Shannon—6.

No: Supervisor Uhl—1.

Absent: Supervisors McGowan, Ratto, Roncovieri, Schmidt—4.

#### Statement by Supervisor Schmidt

*Subsequently during the proceedings, Supervisor Schmidt announced that had he been in the Chambers at the time of the foregoing Roll Call he would have voted "Aye."*

#### Reappropriating \$4584 for Creation of Three Positions of Asphalt Finisher at \$8 per Day

(Series of 1939)

Bill No. 328, Ordinance No. 320, as follows:

Reappropriating the sum of \$4,584 out of surplus existing in Appropriation No. 945.103.00 to the credit of Appropriation No. 945.103.00, creating the positions of three O278 Asphalt Finishers at \$8 per day in the Department of Public Works, Bureau of Street Repair, and providing the compensation therefor, for the period October 1, 1939 to June 30, 1940.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$4,584 is hereby reappropriated and set aside out of surplus existing in Appropriation No. 945.103.00 to the credit of Appropriation No. 945.103.00 to provide funds for the compensation of three O278 Asphalt Finishers at \$8.00 per day in the Department of Public Works, Bureau of Street Repair, and providing the compensation therefor, for the period October 1, 1939, to June 30, 1940.

Section 2. The positions of three O278 Asphalt Finishers at \$8.00

per day in the Department of Public Works, Bureau of Street Repair, are hereby created.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**An Ordinance Amending Bill 192, Ordinance 186, Section 51 (Department of Public Works—Bureau of Streets) by Increasing the Number of Employments under Item 20 from Eight O278 Asphalt Finishers at \$8.00 per Day to Eleven O278 Asphalt Finishers at \$8.00 per Day.**

(Series of 1939)

Bill No. 329, Ordinance No. 321, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 51 (Department of Public Works—Bureau of Streets) by increasing the number of employments under Item 20 from eight O278 Asphalt Finishers at \$8.00 per day to Eleven O278 Asphalt Finishers at \$8.00 per day.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 51 is hereby amended as follows:

#### Section 51. DEPARTMENT OF PUBLIC WORKS— BUREAU OF STREETS

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	F220	General Superintendent of Streets .....	\$ 500
2	1	O298	Supervisor of Street Repair .....	325

#### Division of Street Repair

The occupants of the following positions have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
3	2	A202	Cement Finisher's Helper at \$8 per day.....	
4	2	A204	Cement Finisher at \$9 per day.....	
5	1	B210	Office Assistant at \$5.40 per day.....	
6	29	J4	Laborers at \$6 per day .....	
7	2	J12	Laborer, Foreman, at \$7 per day .....	
8	1	M254	Machinist at \$9 per day .....	
9	10	O1	Chauffeur at \$8 per day .....	
10	3	O1	Chauffeur at \$7.50 per day .....	
11	3	O152	Engineer Hoisting Port. Engine at \$11.40 per day .....	
12	1	O168	Engineer, Stationary Steam Engines .....	\$ 220

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
13	1	O252	Dryerman at \$9 per day .....	
14	1	O254	Foreman, Asphalt Plant at \$10 per day.....	
15	4	O260	Rammer at \$7 per day .....	
16	2	O264	Paver at \$8 per day .....	
17	5	O268	Granite Cutter at \$9.50 per day.....	
17.1	1	O270	Foreman Granite Cutter at \$9.50 per day .....	
18	2	O274	Asphalt Mixerman at \$9 per day.....	
19	25	O276	Asphalt Workers at \$7.50 per day.....	
20	11	O278	<b>Asphalt Finishers at \$8 per day.....</b>	
20.1	4	O280	Sub-Foreman, Asphalt Finisher, at \$8.50 per day .....	
21	2	O282	Foreman Asphalt Finisher, at \$9 per day .....	
22	1	O294	General Foreman, Street Repair .....	275
23	1	O294	General Foreman, Street Repair .....	250
24	1	O294	General Foreman, Street Repair .....	225

### Bridges

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
25	7	C153	Bridge Attendant .....	155
26	4	C153	Bridge Attendant .....	145
27	10	O168	Engineer Stationary Steam Engines.....	220
28	1	O168	Engineer Stationary Steam Engines (Relief) at rate of .....	220
29	1	O172	Chief Engineer Stationary Steam Engines Teams and trucks, as needed, at rate established by purchaser's contract.	275

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Appropriating \$61,507 from Surplus in the Accrued Revenues of the 1939-40 General Fund to the Credit of Appropriation No. 923.-206.00 Maintenance of Minors, Increased Requirements Due to Provisions of New State Law.**

(Series of 1939)

Bill No. 330, Ordinance No. 322, as follows:

Appropriating \$61,507 from surplus in the accrued revenues of the 1939-40 General Fund to the credit of Appropriation No. 923.206.00 Maintenance of Minors, increased requirements due to provisions of new state law.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$61,507 is hereby appropriated and set aside out of the accrued revenues in the 1939-40 General Fund to the credit of Appropriation No. 923.206.00 to provide for increased requirements for maintenance of minors in accordance with new state law.

Recommended by the Chief Probation Officer.

Approved as to form by the City Attorney.

Approved by the Mayor.

Approved as to funds available by the Controller.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

Appropriating \$335,185 from Surplus Existing in the Accrued Revenues of the 1939-40 General Fund to the Credit of the Following Appropriations: No. 956.804.01, Widows' Pensions, \$14,625, Increased Requirements Due to Provisions of New State Law; No. 956.804.02, Maintenance of the Aged, \$320,560, Increased Requirements due to New Federal Law.

(Series of 1939)

Bill No. 331, Ordinance No. 323, as follows:

Appropriating \$335,185 from surplus existing in the accrued revenues of the 1939-40 General Fund to the credit of the following appropriations: No. 956.804.01, Widows' Pensions, \$14,625, increased requirements due to provisions of new state law; No. 956.804.02, Maintenance of the Aged, \$320,560, increased requirements due to new Federal law.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$335,185 is hereby appropriated and set aside out of the accrued revenues of the 1939-40 General Fund to the credit of the following appropriations: No. 956.804.01, \$14,625 to provide for additional requirements for widows' pensions in accordance with new state law; No. 956.804.02, \$320,560 to provide for additional requirements for maintenance of aged in accordance with new Federal law.

Recommended by the Director of Public Welfare.

Approved by the Public Welfare Commission.

Approved as to form by the City Attorney.

Approved by the Mayor.

Approved as to funds available by the Controller.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

Amending Section 145, Article 2, Part III of San Francisco Municipal Code to Provide License Fee of Three (\$3.00) Dollars per Quarter for Towel Companies.

(Series of 1939)

Bill No. 332, Ordinance No. 324, as follows:

Amending Section 145, Article 2, Part III of San Francisco Municipal Code to provide license fee of Three (\$3.00) Dollars per quarter for Towel Companies.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 145, Article 2, Part III of San Francisco Municipal Code is hereby amended to read as follows:

Section 145. *Towel Companies.* Every person, firm or corporation engaged in the business of collecting and distributing towels or napkins to business houses, offices or other places, shall pay a license fee of Three (\$3.00) Dollars per quarter.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

Amending Section 206 of Part III of the San Francisco Municipal Code to the End that Said Section 206 Shall Not Apply Where Said Provisions Will Be in Conflict With Any Rule or Regulation of the Federal Government, or Any Department Thereof, When Said Government is Making a Contribution to the City for the Performance of Any Work Covered by Said Contract.  
(Series of 1939)

Bill No. 340, Ordinance No. 330, as follows:

Amending Section 206 of Part III of the San Francisco Municipal Code to the end that said Section 206 shall not apply where said provisions will be in conflict with any rule or regulation of the Federal Government, or any department thereof, when said Government is making a contribution to the City for the performance of any work covered by said contract.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 206 of Part III of the San Francisco Municipal Code is hereby amended to read as follows:

Sec. 206. *Contracts to Be Awarded Only to Registered Contractors.* Whenever any officer, board or commission of the City and County of San Francisco, authorized so to do, is about to enter into any contract for any public work or improvement, references shall be made to the Register of Contractors, and the award of said contract shall be made only to such contractor or contractors whose name or names appear thereon at the time bids are received and who is shown as having complied with the provisions of Sections 200 to 207, inclusive, of this Article. No award of a contract for any public work or improvement shall be made to any contractor who has not registered as provided for in Sections 201 and 202 of this Article; provided, however, that whenever any of the provisions of this section shall be in conflict with any rule or regulation of the Government of the United States, or any department thereof, in any case where the said Government of the United States, either directly or through any of its agencies, is paying any portion of the amount to become due under said contract, the awarding officer be, and he is, hereby given full power and authority to waive the provisions of this section insofar as said contract is concerned.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

#### Final Passage

The following recommendations of the Streets Committee, heretofore passed for second reading, were taken up:

#### Changing Sidewalk Widths on Coso Avenue Between Precita Avenue and Aztec Street

(Series of 1939)

Bill No. 334, Ordinance No. 325, as follows:

Amending Ordinance No. 1061, entitled, "Regulating the Width of Sidewalks," approved December 18, 1903, by amending Section Two Hundred and Nine (209) thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended



in accordance with the communication of the Director of Public Works, filed in this office September 6, 1939, by amending Section Two Hundred and Nine (209) thereof to read as follows:

Section 209: The width of sidewalks on Coso Avenue, the westerly side of, between Precita Avenue and Coleridge Street, shall be 10 feet.

The width of sidewalks on Coso Avenue, the easterly side of, between Precita Avenue and Mirabel Street, shall be 10 feet.

The width of sidewalks on Coso Avenue, the northeasterly side of, between Montezuma Street and Aztec Street, shall be 15 feet.

The width of sidewalks on Coso Avenue, the southwesterly side of, between Coleridge Street and Prospect Avenue, shall be 10 feet.

The width of sidewalks on Coso Avenue, the southwesterly side of, between Prospect Avenue and Winfield Street, shall be 15 feet.

The width of sidewalks on Coso Avenue between Winfield Street and Bonview Street shall be the width as shown on that certain map titled "Map showing the location of street and curb lines and the width of sidewalks on Coso Avenue between Winfield Street and Bonview Street, on Stoneman Street between Bonview Street and Shotwell Street, on Aztec Street between Coso Avenue and Shotwell Street, and on Bonview Street between Coso Avenue and a line at right angles to the easterly line of, 83.09 feet southerly from Coso Avenue."

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Fixing Sidewalk Widths on Stoneman Street Between Bonview and Shotwell Streets, on Bonview Street Between Coso Avenue and 83.09 Southerly Therefrom, on Aztec Street, Between Coso Avenue and Shotwell Street.**

(Series of 1939)

Bill No. 335, Ordinance No. 326, as follows:

Amending Ordinance No. 1061, entitled, "Regulating the Width of Sidewalks," approved December 18, 1903, by adding thereto new sections to be numbered 1229, 1230, and 1231.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled, "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office September 6, 1939, by adding thereto new sections to be numbered 1229, 1230, and 1231, to read as follows:

Section 1229.

The width of sidewalks on Stoneman Street between Bonview Street and Shotwell Street shall be the width as shown on that certain map titled "Map showing the location of street and curb lines and the width of sidewalks on Coso Avenue between Winfield Street and Bonview Street, on Stoneman Street between Bonview Street and Shotwell Street, on Aztec Street between Coso Avenue and Shotwell Street, and on Bonview Street between Coso Avenue and a line at right angles to the easterly line of, 83.09 feet southerly from Coso Avenue."

## Section 1230.

The width of sidewalks on Bonview Street between Coso Avenue and a line at right angles to the easterly line of, 83.09 feet southerly from Coso Avenue shall be the width as shown on that certain map titled, "Map showing the location of street and curb lines and the width of sidewalks on Coso Avenue between Winfield Street and Bonview Street, on Stoneman Street between Bonview Street and Shotwell Street, on Aztec Street between Coso Avenue and Shotwell Street, and on Bonview Street between Coso Avenue and a line at right angles to the easterly line of, 83.09 feet southerly from Coso Avenue.

The width of sidewalks on Bonview Street between a line at right angles to the easterly line of, 83.09 feet southerly from Coso Avenue and Esmeralda Avenue shall be 7 feet.

## Section 1231.

The width of sidewalks on Aztec Street between Coso Avenue and Shotwell Street shall be the width as shown on that certain map titled, "Map showing the location of street and curb lines and the width of sidewalks on Coso Avenue between Winfield Street and Bonview Street, on Stoneman Street between Bonview Street and Shotwell Street, and on Bonview Street between Coso Avenue and a line at right angles to the easterly line of, 83.09 feet southerly from Coso Avenue."

*Finally Passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

## Indefinitely Postponed

Ordering the Improvement of Lawton Street Between 42nd and 43rd Avenues, Including the Crossing of Lawton Street and 42nd Avenue.

(Series of 1939)

Bill No. 336, Ordinance No....., as follows:

Ordering the Performance of Certain Street Work to Be Done in the City and County of San Francisco, Approving and Adopting Specifications Therefor, Describing and Approving the Assessment District, and Authorizing the Director of Public Works to Enter Into Contract for Doing the Same.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors June 13, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the suc-

ceeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of Lawton Street between Forty-second and Forty-third Avenues, including the crossing of Lawton Street and Forty-second Avenue, by grading to the official line and subgrade and by the construction of the following items:

Item

No.            Item

1. Grading (Excavation)
2. Grading (Embankment)
3. 6-inch V. C. P. Side Sewers
4. Brick Catchbasins, complete
5. 10-inch V. C. P. Culvert
6. Two-course Concrete Sidewalk
7. Unarmored Concrete Curb
8. Asphalt-Concrete Pavement, consisting of a 6-inch Class "F" concrete base and a 2-inch asphaltic concrete wearing surface.
9. Water Services
10. Water Main

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated, and numbered respectively as:

Block 1887, Lots 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26 and 27;

Block 1888, Lots 2 and 3;

Block 1901, Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 44, 45, 46, 47, 48, 49, 50 and 51; and

Block 1902, Lots 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and 26; all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above-mentioned improvement.

The Department of Public Works, having notified the Board that the work to be authorized by the foregoing Bill was being prosecuted under private contract, further action on the foregoing matter, heretofore passed for second reading, was *Indefinitely Postponed*.

### Final Passage

The following recommendations of the Streets Committee, heretofore passed for second reading, were taken up:

**Changing Sidewalk Width on Southeasterly Side of El Camino Del Mar Between 32nd Avenue and a Point 166.27 Feet Northeasterly Therefrom.**

(Series of 1939)

Bill No. 337, Ordinance No. 327, as follows:

Amending Ordinance No. 1061, entitled "Regulating the width of sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered Twelve Hundred and Thirty-two (1232).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office September 8, 1939, by adding thereto a new section to be numbered Twelve Hundred and Thirty-two (1232) to read as follows:

**Section 1232:**

The width of sidewalks on El Camino Del Mar, the southeasterly side of, between 32nd Avenue and a point 34.16 feet northeasterly therefrom shall be 15 feet.

The width of sidewalks on El Camino Del Mar, the southeasterly side of, between a point 34.16 feet northeasterly from 32nd Avenue and a point 132.11 feet distant therefrom (measured along the arc of the curve) shall be the width between the property line and the arc of a curve, radius 125 feet, angle 60° 33' 13", tangent to the preceding southwesterly course.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Establishing Grades on Oxford Street Between Burrows Street and  
a Line Parallel With and 125 Feet Southerly Therefrom**

(Series of 1939)

Bill No. 338, Ordinance No. 328, as follows:

Establishing grades on Oxford Street between Burrows Street and a line parallel with and 125 feet southerly therefrom.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The grades on Oxford Street between Burrows Street and a line parallel with and 125 feet southerly therefrom, are hereby established at points hereinafter named and at heights above City base as hereinafter stated, in accordance with the recommendation of the Department of Public Works, filed in this office September 5, 1939.

OXFORD STREET	feet
Easterly line of, at Burrows Street .....	286.00
(The same being the present official grade)	
Westerly line of, at Burrows Street .....	288.00
(The same being the present official grade)	
50 feet southerly from Burrows Street .....	284.88
123 feet southerly from Burrows Street .....	281.70

On Oxford Street between Burrows Street and a line parallel with and 125 feet southerly therefrom be established to conform to true gradients between the grade elevations above given therefor.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Changing and Re-establishing Grades on Coso Avenue, Stoneman Street, Aztec Street and on Bonview Street**

(Series of 1939)

Bill No. 339, Ordinance No. 329, as follows:

Changing and re-establishing the official grades in accordance with that certain diagram, approved July 24, 1939, by resolution No. 428 (Series of 1939), entitled "Grade Map Showing the Proposed Change and Establishment of Grades on Coso Avenue Between Winfield Street and Bonview Street; on Stoneman Street Between Bonview Street and Shotwell Street; on Aztec Street Between Coso Avenue and Shotwell Street and on Bonview Street Between Coso Avenue and a Line at Right Angles to the Easterly Line of 83.09 Feet Southerly from Coso Avenue."

Whereas, The Board of Supervisors, on the written recommendation of the Director of Public Works, did on the 24th day of July, 1939, by Resolution No. 428 (Series of 1939), declare its intention to change and re-establish the grades in accordance with that certain diagram, entitled "Grade Map showing the Proposed Change and Establishment of Grades on Coso Avenue between Winfield Street and Bonview Street; on Stoneman Street between Bonview Street and Shotwell Street; on Aztec Street between Coso Avenue and Shotwell Street and on Bonview Street between Coso Avenue and a line at right angles to the easterly line of 83.09 feet southerly from Coso Avenue."

Whereas, Said resolution was so published for two days, and the Director of Public Works within ten days after the first publication of said Resolution of Intention caused notices of the passage of said Resolution to be conspicuously posted along all streets specified in the Resolution, in the manner and as provided by law; and

Whereas, More than thirty days have elapsed since the first publication of said Resolution of Intention; therefore,

Be it Ordained by the People of the City and County of San Francisco, as follows:

Section 1. Grades at the points and elevation above City base are hereby changed and re-established as shown on that certain diagram approved July 24, 1939, by Resolution No. 428 (Series of 1939), entitled "Grade Map showing the proposed Change and Establishment of Grades on Coso Avenue between Winfield Street and Bonview Street; on Stoneman Street between Bonview Street and Shotwell Street; on Aztec Street between Coso Avenue and Shotwell Street and on Bonview Street between Coso Avenue and a line at right angles to the easterly line of 83.09 feet southerly from Coso Avenue," approved by Director of Public Works' Order No. 10,980, July 14, 1939, and filed in this office July 18, 1939.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

## NEW BUSINESS

### Adopted

The following recommendations of Finance Committee were taken up:

**Approving Recommendation of Public Welfare Department in  
Regard to Payment of Old Age Security Aid, Blind Pensions and  
Half Orphan Aid for the Month of October, 1939.**

(Series of 1939)

Resolution No. 562, as follows:

Approving recommendation of Public Welfare Department in regard to payment of Old Age Security Aid, Blind Pensions and Half Orphan Aid for the month of October, 1939.

Resolved, That the recommendations of the Public Welfare Department containing the names and amounts to be paid as Old Age Security aid, blind pensions and half orphan aid for the month of October, 1939, in accordance with the laws enacted by the State Legislature at its 1939 session, including amounts, increases and decreases, are hereby approved; and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Discussion of Old Age Security Legislation**

Before the foregoing vote was taken, Supervisor McSheehy recited the history of legislation to provide for old age pensions, or relief, and called attention to the provisions in said legislation imposing liens on property of recipients of such aid, and requested that the subject of Old Age Pensions or Old Age Security be referred to the Joint Committee of Finance and Judiciary for consideration.

**Special Order for Monday, October 7, 1939**

However, Supervisor McGowan moved, in lieu of suggestion by Supervisor McSheehy, that consideration of the entire subject matter of Old Age Pension or Old Age Security legislation be made a special order of business for Monday, October 7, 1939, at 3:30 P. M., and that Mr. Frank Y. McLaughlin, Director of Public Welfare, Mr. William B. Hornblower and the City Attorney be invited to appear before the Board at that time to discuss the matter. Motion seconded by Supervisor McSheehy.

No objection, and so ordered.

**Adopted**

**Approval of Supplemental Recommendations, Public Welfare  
Department**

(Series of 1939)

Resolution No. 563, as follows:

Resolved, That the recommendations of the Public Welfare Department containing the additional names and amounts to be paid as Old Age Security Aid, Blind Pensions and Half Orphan Aid, for the month of October, 1939, and also denials, are hereby approved, and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.



**Release of Liens, Property of Anna Marie and Henry Haab, Filed  
re Old Age Security**

(Series of 1939)

Resolution No. 564, as follows:

Whereas, Notices of aid have been recorded in San Mateo County and in San Francisco County, pursuant to Section 4 of the Old Age Security Act and Section 2225 of the Welfare and Institutions Code; and

Whereas, The filing of such notices created a lien on the property of the recipients of such aid; and

Whereas, A lien has been placed by the Board of Supervisors of the City and County of San Francisco, on recommendation of the County Welfare Department, against the property described as follows:

Property of Anna Marie and Henry Haab, recorded on August 11, 1938, in Volume 3340, Official Records of San Francisco County, at Page 10; also, on August 12, 1938, recorded in Book 797 of Official Records of San Mateo County, pages 403 and 404.

Now, Therefore, Be It Resolved, That upon receipt of all moneys secured by said lien, David A. Barry, Clerk of the Board of Supervisors, is hereby authorized to execute and deliver on behalf of and in the name of said Board, a release of such lien.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Authorizing Settlement of Claim of Nanon Tichenor, for Personal  
Injury Damages, in Amount of \$358.65**

(Series of 1939)

Resolution No. 565, as follows:

Whereas, It appears that by reason of a dangerous and defective condition of the stairway and coping leading down into the ladies' rest room on the Great Highway, Nanon Tichenor, fell and sustained a fracture of the nasal bone, right wrist and laceration of left patella, and by reason thereof has filed claim against the City and County of San Francisco; and

Whereas, The City Attorney has agreed upon a settlement of all claims for damages against said City and County of San Francisco for the sum of \$358.65, and the City Attorney recommends said sum as a fair, just and reasonable amount to be paid for said purpose.

Now, Therefore, Be It Resolved, That the City Attorney be and he is hereby authorized to fully compromise and settle said claim of Nanon Tichenor for the sum of \$358.65 and the Controller is hereby directed to draw his warrant in favor of said Nanon Tichenor in said sum in payment therefor.

*No legal action pending.*

Recommended and approved by the Park Commissioners.

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Land Purchase—McLaren Park**  
(Series of 1939)

Resolution No. 566, as follows:

Land purchase—McLaren Park.

Resolved, In accordance with the recommendation of the Park Department, that the City and County of San Francisco accept a deed from JAMES T. FLYNN and MARY F. FLYNN, or the legal owners, to Lot 9, Assessor's Block 6182, San Francisco, required for the proposed McLaren Park, and that the amount of \$100.00 be paid for said land from Appropriation No. 912.600.03.

The City Attorney shall examine and approve the title to said property.

Recommended by the Park Commission.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Confirming Lease of Byrnes Store Rock Quarry to W. O. Tyson**  
(Series of 1939)

Resolution No. 567, as follows:

Confirming lease of Byrnes Store Rock Quarry to W. O. Tyson.

Whereas, Pursuant to Ordinance No. 212, Series of 1939, the Director of Property advertised in the official newspaper that bids would be received by him on September 6, 1939, for leasing the Byrnes Store Rock Quarry situated on certain San Francisco Water Department land in San Mateo County, California; and

Whereas, In response to said advertisement, W. O. Tyson offered to lease said rock quarry land for a period of ten years at a minimum rental of \$3,600.00 per annum, no higher bids having been made or received; and

Whereas, W. O. Tyson offered to pay the City the sum of twenty-five cents per cubic yard of rock products and five cents per cubic yard of waste material removed from the premises, which payments for rock products shall apply on the rental; and

Whereas, W. O. Tyson has paid the Director of Property the sum of \$300.00 as a deposit in connection with his offer; and

Whereas, The Public Utilities Commission has recommended the acceptance of said offer.

Now, Therefore, Be It Resolved, That said offer be and is hereby accepted.

Be It Further Resolved, That the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, as Lessor, are hereby authorized and directed to execute the necessary lease to W. O. Tyson, as Lessee. Upon execution of the lease, the Lessee shall immediately furnish the City a surety bond, satisfactory to the City, and payable to the City and County of San Francisco in the sum of \$1,000.00 conditional upon the

satisfactory construction of the necessary rock quarry improvements on said land during the first year of the lease or such extension of time as may be granted by the Public Utilities Commission.

If the Lessee fails or refuses to enter into the lease then the Director of Property may retain all or a portion of the deposit of \$300.00 to defray the cost of advertising and the services of the Real Estate Department.

Approved by the Director of Property.

Recommended by the Manager of Utilities.

Approved as to form by the City Attorney.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

### Adopted

The following recommendation of the Finance Committee was taken up:

#### Yacht Harbor—Land Purchase Agreement

(Series of 1939)

Resolution No. 568, as follows:

Yacht Harbor—Land Purchase Agreement.

Resolved, In accordance with the recommendation of the Park Department that the City and County of San Francisco, a municipal corporation, enter into a written agreement with PACIFIC GAS AND ELECTRIC COMPANY, a corporation, for the right and privilege of using and purchasing the following described real property, or a portion or portions thereof, situated in the City and County of San Francisco, State of California:

All of Blocks 412, 421 and 435, as per the 1938-1939 Assessor's Block Books of the City and County of San Francisco, saving and excepting therefrom the southwest corner of Lewis and Buchanan Streets, fronting 81 feet 3 inches on Lewis Street and 309 feet  $4\frac{1}{2}$  inches on Buchanan Street, and subject to a leasehold interest on a parcel of land 8 feet 9 inches in width and 309 feet  $4\frac{1}{2}$  inches in length, lying west of and adjoining the above described exception.

Said right to purchase said property and to use the same for municipal purposes prior to the acquisition thereof shall be upon the terms and conditions set forth in the written offer dated September 21, 1939, from the Pacific Gas and Electric Company and this day presented to this Board for its approval. A copy of said offer is attached to the original of this resolution on file in the office of the Clerk of the Board of Supervisors. It is understood that the City and County of San Francisco may purchase the above described land for the sum of \$256,000.00 according to the terms and conditions of said offer.

Be It Further Resolved, That said offer be and is hereby accepted. The Mayor and the Clerk of the Board of Supervisors are hereby authorized and directed to execute the necessary agreement on behalf of the City and County of San Francisco, a municipal corporation, for the right and privilege of using and purchasing said property, subject to the terms and conditions of said offer.

Be It Further Resolved, That said agreement shall become effective on December 1, 1939, that the sum of \$15,000.00 be paid on said date

to Pacific Gas and Electric Company from Appropriation No. 912,600.04 for the easterly 85 feet of Block 435, hereinbefore referred to, and that the City and County of San Francisco accept a deed to said portion of Block 435.

Nothing contained in this resolution or in said agreement shall be construed to obligate the City and County of San Francisco to complete the purchase of any of said lands, except the easterly 85 feet of Block 435.

Approved by the Park Commission.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

#### Discussion

Mr. Joseph J. Phillips, Director of Property, in answer to questions by Supervisor Uhl, discussed at length the value of the property sought to be acquired under the proposed Yacht Harbor Land Purchase Agreement, and the terms of that agreement.

Pursuant to motion by Supervisor Uhl, transcript of Mr. Phillips' remarks are hereby made part of the record.

#### Excerpt in re: Yacht Harbor—Land Purchase Agreement

Supervisor Uhl: Now, then, at the top of page ten on the calendar it states: "Said right to purchase said property and to use the same for municipal purposes prior to the acquisition thereof shall be upon the terms and conditions set forth in the written offer dated September 21, 1939, from the Pacific Gas and Electric Company and this day presented to this board for its approval. A copy of said offer is attached to the original of this resolution on file in the office of the Clerk of the Board of Supervisors."

I think we are acting on something here that is incomplete. Where is that offer?

The Clerk: We have it here.

The President: Mr. Phillips is here and probably can explain it.

Mr. Phillips: Yes, I was just going to suggest that it be read, it is short; I think you are right.

The President: Read it, Mr. Clerk.

The Clerk: (Reading) "September 21, 1939. Board of Supervisors of the City and County of San Francisco, San Francisco, California. Gentlemen: Attention Mr. Joseph J. Phillips, Director of Property.

"We hereby offer to enter into a conditional year to year lease with you covering all of our real property in the Marina District lying north of Marina Boulevard between Webster and Buchanan Streets and between Buchanan and Laguna Streets, including an option therein under which you may purchase said property in parcels for the respective prices and in the manner and at the times hereinafter specified, subject to the reservation in us of an easement for our existing pipe lines and dockage facilities appurtenant to our nearby steam plant. Such lease will be for a term of one year from and after its date with the conditional right in you to renew same from year to year for an additional nine years by giving us written notice to that effect at least fifteen days prior to the close of each successively expiring lease year and paying us the rental herein and therein specified for that year, and the partial exercise of such option by paying us the sum herein and therein specified for the parcel of said real property purchasable that year.

"For the purposes hereof said real property shall be divided into ten separate parcels numbered 1 to 10, inclusive, which shall be delineated on a map thereof to be hereafter mutually agreed upon and attached to such lease. These may be purchased separately under said option, but only in the order of their respective numberings, beginning with the parcel numbered 1. The total purchase price for said real property is \$256,000, lawful money of the United States, allocated to said respective parcels as herein stated, plus interest on any unpaid portion thereof from and after December 1, 1939, at the rate of three per cent per annum, payable as herein specified. The option in respect to said respective parcels shall be exercised by payments to us as follows: \$15,000 for Parcel 1, and \$26,777.78 for each of said Parcels 2 to 10, inclusive.

"As rental for such lease you will each year as the same become due and payable pay all taxes and assessments and governmental charges levied or assessed or incurred against any of said real property subsequent to date of lease and before the close of each lease year pay to us a sum which will be equal to and in satisfaction of the then accrued interest upon said purchase price or any unpaid portion thereof. Taxes for the fiscal year 1939-1940 will be pro rated as of date of lease.

If you shall elect to renew such lease at the close of the first lease year, or any renewal lease year thereafter, you will at the time of giving your written notice to that effect as above provided, or within fifteen days thereafter, pay said rental for that year and such sum as above specified as shall be required to exercise said option in respect to the appropriate parcel of said real property for that year.

"Both the accrual of interest and option payment in respect to any given parcel for any given year are indicated on Exhibit A hereof.

"If and when you shall exercise said option in respect to any given parcel as aforesaid we will execute and deliver to you a deed conveying merchantable title thereto, subject (1) to the above reservation and (2) to existing defects, if any, in our record title; provided, however, that we will undertake to clear any such defects insofar as can be done by quiet title action.

"Concurrently with the execution of such lease and under the terms and conditions thereof you will be given possession of said real property and will be entitled to retain possession thereof so long as said lease shall continue in effect.

"By your acceptance hereof, and such lease and any deed pertaining to any of said parcels shall so provide, you will agree not to make any improvements or do anything in connection with your use of said real property which will interfere with the full use and enjoyment by us of said pipe lines and dockage facilities in respect to the purposes for which same are used by us; provided, however, that if after acquisition of title to said real property you shall decide that the maintenance and operation of our said existing pipe lines and dockage facilities interfere with any proposed developments by you of said real property we will at your expense relocate same, or any given portion thereof, as you may request, at new location on suitable easement furnished therefor by you without cost to us.

"Such lease shall contain the statement that time is of the essence of all and singular the provisions thereof.

"Unless such lease and option shall have been prepared and executed in form mutually satisfactory to you and us within sixty days from date hereof this offer will terminate.

"Very truly yours, Pacific Gas and Electric Company, by P. M. Downing, its Vice president and general manager."



## Exhibit A

Option payments		Rental, exclusive of taxes, assessments and governmental charges	
First	On or before December 1, 1939.....	\$15,000.00	
Second	On or before December 1, 1940.....	26,777.78	\$7,230.00
Third	On or before December 1, 1941.....	26,777.78	6,426.67
Fourth	On or before December 1, 1942.....	26,777.78	5,623.33
Fifth	On or before December 1, 1943.....	26,777.78	4,820.00
Sixth	On or before December 1, 1944.....	26,777.78	4,016.67
Seventh	On or before December 1, 1945.....	26,777.78	3,213.33
Eighth	On or before December 1, 1946.....	26,777.78	2,410.00
Ninth	On or before December 1, 1947.....	26,777.78	1,606.67
Tenth	On or before December 1, 1948.....	26,777.78	803.33

Supervisor Uhl: Mr. President, this comes recommended by the finance committee?

The President: Yes.

Supervisor Uhl: It says here, "Approved by the Park Commission. Approved by the Director of Property. Approved as to form by the City Attorney. Approved as to funds available by the Controller." Just one question I should like to ask of the City Attorney—or maybe you would know, Mr. Phillips—wasn't suit brought on this particular property?

Mr. Phillips: No, the suit was brought on the piece owned by Mr. Sharp, not on this piece.

Supervisor Uhl: I want to ask one other question: What was the appraisement placed on the property by the real estate appraisers you consulted? I should like to know that, so that in approving this that estimate will show of record in these proceedings.

Mr. Phillips: This property was offered to the city, through the Park Commission, for \$350,000, and I said that in my opinion that was too high. The gas company then made an offer of \$300,000, which I thought was too high, and at my request, through the Park Commission, which I am entitled to do, there were appointed three appraisers, Vincent Finnigan, Harold Crane, and A. M. Rosenstirn, to advise with me on what they thought was the value of the property. They were instructed that in making the appraisal it should be made as of the date before the change in zone, as it has never been the purpose of the city to take advantage of a change in zone in the purchase of property. On this appraisal they brought in \$256,000, which happens to be exactly this figure. However, so there may be no misunderstanding they did include in their appraisal a part of the Sharp property. I had originally had it appraised by my office, Mr. Riordan, and I, and we appraised it at \$264,000 against these gentlemen's appraisal of \$256,000. In other words, that \$8,000 above, is, as a matter of fact, what we will be paying against this \$256,000, it will really amount to about \$266,000. We are paying more than those three men advised us to the extent of about \$10,000. But when I couldn't get anywhere with the company with my own men I employed those three men to advise me, as I am entitled to do under the charter.

Supervisor Uhl: Now, Mr. President—

Supervisor McSheehy: What is the exact amount?

Mr. Phillips: \$256,000.

Supervisor Uhl: Mr. President, please—I know you are engaged there, but a short time ago the official reporter took down Mr. Phillips' statement, and I think it is advisable that the statement by Mr. Phillips should be incorporated in the Journal of the Board of Supervisors, and I so move.



I want to take this opportunity, while I am on my feet, to say that I think Mr. Phillips made a wonderful deal for this piece of property which rounded out our waterfront and which disposes of a matter which has been more or less argumentative, and one in which all of the Marina people were interested, that is, in seeing that we acquired that property for the city.

Mr. Phillips: I might add, that when we originally started to purchase the Glen Park Playground under this plan, installment plan, we paid approximately six per cent for the rental, that is, taxes, interest and rental, but which really represents rental on the property, and which is a charge that diminishes as we buy each piece of land, and in that connection we were successful in securing land at five per cent, and then later on in the purchase of Lafayette Park and Fleischacker Playground we got it down to four per cent, and then last February when we purchased the piece of land from the California Packing Company which rounded out Aquatic Park we succeeded in getting them to carry it on a three per cent basis. This agreement now before you is on a three per cent basis, the lowest we have ever had.

Supervisor Colman: I believe that in passing this we are keeping faith here with a great many home owners, citizens, and organizations in San Francisco, and I suppose it is something we took on a moral obligation to do when we changed the zone for the purpose of acquiring Gas House Cove.

Supervisor McSheehy: The three per cent represents the net amount of interest due to the owners of the property, does it?

Mr. Phillips: As rental. We pay the taxes plus three per cent. We now pay \$15,000 out of the \$256,000 as rental, together with the year's taxes; in other words, we pay the taxes plus three per cent on the difference between 256,000 and 15,000 dollars.

The President: This is a very important piece of legislation and I suggest that we have a roll call.

Supervisor Brown: In explaining my vote on this matter I should like to say that as a member of the Board at the time the question of this purchase came before the Board I was opposed to it. I felt then it would have been to the best interests of the City of San Francisco to use that land for the purpose of building apartment houses, and I so voted at that time. However, in the wisdom of the Board the rezoning went through and the property owners apparently were faced with a loss of revenue from their property, and I am glad to see that the city has now kept faith with the property owners and has now purchased the land for the Yacht Harbor, and under the circumstances I have no hesitancy in voting for number 20 on the calendar, which provides for the purchase of that property and assures the property owners getting some return on their property.

#### Adopted

Thereupon, the roll was called and the foregoing resolution was adopted by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Roncovieri—1.

#### Adopted

The following recommendations of the Finance Committee were taken up:

#### Land Purchase—San Francisco Water Dept. (Series of 1939)

Resolution No. 569, as follows:

Land purchase—San Francisco Water Dept.

Resolved, In accordance with the recommendation of the Public

Utilities Commission that the City and County of San Francisco accept a deed from MAUD O'HARA, et vir., or the legal owner, to Lot 1, Assessor's Block 4658, San Francisco, required for the San Francisco Water Department, and that the sum of \$946.42 be paid for said land from the San Francisco Water Department Land Purchase Fund.

The City Attorney shall examine and approve the title to said property.

Recommended by the Manager of Utilities.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

### Land Purchase—Portola Drive Widening

(Series of 1939)

Resolution No. 570, as follows:

Land purchase—Portola Drive widening.

Resolved, In accordance with the recommendation of the Department of Public Works that the City and County of San Francisco accept a deed from HOWARD M. LINDSAY, et al., or the legal owners, to Lot 5, Assessor's Block 2848, San Francisco, required for the widening of Portola Drive, and that the sum of \$3,000.00 be paid for said land from Appropriation No. 977.934.58.

The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to Form by the City Attorney.

Approved as to Funds Available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

### Final Passage

The following recommendations of the Finance Committee were taken up:

Salary Ordinance Amendment—Changing Class Number, Title and Salary of Resident Physician, San Francisco Hospital—An Emergency Ordinance.

(Series of 1939)

Bill No. 349, Ordinance No. 331, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 60, (Department of Public Health—San Francisco Hospital, Continued), by changing the class number, class title and salary under Item 96 from

one L357 Resident Physician at \$250, to one L374 Physician in Psychiatry at \$285, (deduct for B. R. & L.); an emergency ordinance effective as of July 1, 1939.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 60, is hereby amended to read as follows:

Section 60. **DEPARTMENT OF PUBLIC HEALTH—  
SAN FRANCISCO HOSPITAL (Continued)**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
68	174	P102	Registered Nurse (deduct for B.R. & L.)..\$	135
69		P103	Special Nurses (as needed), 8 hrs. at \$6 per day or fraction of a day.....	
72		P103	Special Nurses (Virulent Communicable Diseases and Violent Patients), 8 hrs. at \$7 per day.....	
75		P103	Special Nurses, Additional Patient \$2 extra (not to exceed \$12).....	
76	33	P104	Head Nurse (deduct for B. R. & L.).....	145
78	1	P110	Assistant Superintendent of Nursing (deduct for B. R. & L.).....	210
79	1	P110	Assistant Superintendent of Nursing (deduct for B. R. & L.).....	185
80	2	P110	Assistant Superintendent of Nursing (deduct for B. R. & L.).....	170
81	1	P122	Director of Institutional Nursing (deduct for B. R. & L.).....	285
82	4	P204	Anaesthetist (deduct for B. R. & L.).....	160
83	1	P206	Senior Anaesthetist (deduct for B.R.&L.).....	185
84	8	P208	Operating Room Nurse (deduct for B. R. & L.) .....	145
85	12	P208	Operating Room Nurse (deduct for B. R. & L.) .....	135
86	1	P210	Senior Operating Room Nurse (deduct for B. R. & L.).....	185
87	1	P212	Head Nurse Obstetrical (deduct for B. R. & L.) .....	160
88	1	P214	Head Nurse Pediatrics (deduct for B. R. & L.) .....	150
89	1	P216	Head Nurse Psychiatric (deduct for B. R. & L.) .....	160
91	2	P304	Instructor of Nursing (deduct for B. R. & L.) .....	160
92	1	P306	Senior Instructor of Nursing (deduct for B. R. & L.) .....	185

**Psychiatric Building**

93	1	B408	General Clerk-Stenographer .....	125
94	2	C152	Watchman .....	145
95	2	L354	House Officer (deduct for B. R. & L.).....	47
96	1	L374	<b>Physician in Psychiatry</b> (deduct for B. R. & L.) .....	285
97	1	I2	Kitchen Helper (deduct for B. R. & L.).....	80
98	11	I116	Orderly (deduct for B. R. & L.).....	90
99	1	I204	Porter (deduct for B. R. & L.).....	90

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
100	4	P2	Emergency Hospital Steward .....	165
101	3	P102	Registered Nurse .....	135
102	5	P102	Registered Nurse (deduct B. R. & L.).....	135

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Department of Public Health—San Francisco Hospital.

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Finally passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Appropriation \$9200, From Emergency Reserve Fund, to Provide Compensation for Two Judges of Superior Court. An Emergency Ordinance.**

(Series of 1939)

Bill No. 350, Ordinance No. 332, as follows:

Authorizing an appropriation of \$9200 out of the Emergency Reserve Fund to the credit of Appropriation No. 921.101.00 to provide the compensation for two judges of the Superior Court for the period September 25, 1939, to June 30, 1940; creating two positions of Judge of the Superior Court at \$500 per month; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$9200 is hereby appropriated and set aside out of the Emergency Reserve Fund to the credit of Appropriation No. 921.101.00 to provide funds for the compensation of two judges of the Superior Court at \$500 per month for the period September 25, 1939, to June 30, 1940.

Section 2. The positions of two Judges of the Superior Court at \$500 per month are hereby created.

Section 3. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists as the Superior Court is without sufficient funds to provide the compensations for these employments which have been established by Senate Bill No. 1094, as passed by the 1939 Legislature and approved by the Governor on July 22, 1939.

Recommended by the Secretary of the Superior Court.

Approved as to Form by the City Attorney.

Approved by the Secretary, Civil Service Commission.

Funds Available by the Controller.

Approved by the Mayor.

*Finally Passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**An Ordinance Amending Bill 192, Ordinance 186, Section 24, by Increasing the Number of Employments Under Item 1 from 16 to 18 Judges at \$500; An Emergency Ordinance Effective As of September 25, 1939. An Emergency Ordinance.**  
(Series of 1939)

Bill No. 351, Ordinance No. 333, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 24, by increasing the number of employments under Item 1 from 16 to 18 Judges at \$500; an emergency ordinance effective as of September 25, 1939. An emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 24, is hereby amended to read as follows:

#### Section 24. SUPERIOR COURT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	18		<b>Judges</b> .....	\$ 500
2	1		Secretary-Jury Commissioner .....	600*
3	1		Assistant Secretary-Jury Commissioner.....	300*
4	1		Assistant Secretary-Jury Commissioner.....	250*
4.1	1		Assistant Secretary-Jury Commissioner.....	210*
5	1	B87	Secretary-Attendant Grand Jury .....	350
6	1	B460	Secretarial Telephone Operator .....	150
7	3	B460	Secretarial Telephone Operator (part time) .....	125
8	8	B252	Court Interpreter (part time) .....	175
9	1	B516	Senior Clerk-Typist .....	200
10	1	B408	General Clerk-Stenographer .....	175
11	4	B420	Phonographic Reporter, \$12.50 per day, plus transcriptions.	
12	1	B408	General Clerk-Stenographer .....	150

\*(Titles fixed by State law.)

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the department.

Approved by the Civil Service Commission.

Approved as to Form by the City Attorney.

*Finally Passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

#### Adopted

The following recommendations of Streets Committee were taken up:

**Closing to Traffic Joice Street, Between Clay and Sacramento Streets, Between 4:30 P. M. and 8:30 P. M., Monday to Friday, Inclusive**  
(Series of 1939)

Resolution No. 571, as follows:

Resolved, That Joice Street, between Clay and Sacramento Streets, be closed to vehicular traffic between the hours of 4:30 P. M. and

8:30 P. M., Monday to Friday, inclusive, these being school periods for the Chinese Christian Union Academy, sometimes known as the Hip Wo School.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

### Passage for Second Reading

The following recommendations of the Streets Committee were taken up:

**Accepting the Roadway of Athens Street Between Excelsior and Avalon Avenues, and the Crossing of Athens Street and Excelsior Avenue.**

(Series of 1939)

Bill No. 352, Ordinance No....., as follows:

Providing for acceptance of the roadway of Athens Street between Excelsior Avenue and Avalon Avenue, and the crossing of Athens Street and Excelsior Avenue, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete and concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Athens Street between Excelsior Avenue and Avalon Avenue; crossing of Athens Street and Excelsior Avenue; including the curbs.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Ordering the Improvement of Lawton Street Between 46th and 47th Avenues, Including the Crossing of Lawton Street and 46th Avenue and Crossing of Lawton Street and 47th Avenue, and the Necessary Conform Work East of 46th Avenue.**

(Series of 1939)

Bill No. 353, Ordinance No....., as follows:

Ordering the performance of certain street work to be done in the City and County of San Francisco, approving and adopting specifications therefor, describing and approving the assessment district, and authorizing the Director of Public Works to enter into contract for doing the same.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors September



20, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of Lawton Street between Forty-sixth and Forty-seventh Avenues, including the crossing of Lawton Street and Forty-sixth Avenue, the crossing of Lawton Street and Forty-seventh Avenue and the necessary conform work east of Forty-sixth Avenue, by grading to the official line and subgrade and by the construction of the following items:

- | No. | Item   |
|-----|--|
| 1.  | Grading (Excavation)   |
| 2.  | Unarmored Concrete Curb  |
| 3.  | Two-course Concrete Sidewalk   |
| 4.  | 15x6-inch "Y" Branch   |
| 5.  | 6-inch V. C. P. Side Sewers  |
| 6.  | Brick Catchbasins, complete  |
| 7.  | 10-inch V. C. P. Culvert   |
| 8.  | Asphaltic Concrete Conform Pavement  |
| 9.  | Asphalt-Concrete Pavement, consisting of<br>a 6-inch Class "F" concrete base and a 2-inch asphaltic concrete wearing surface |
| 10. | Water Services.  |

The assessment district hereby approved is described as follows:

Within the exterior boundary of that certain lot delineated, designated, and numbered respectively as:

- Block 1891—Lots 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33 and 34.
- Block 1892—Lots 3, 4, 5, 6, 7, 8, 8A, 9, 9A, 9B, 9C, 10, 11, 12, 13, 14, 14A, 15, 16, 17, 17A and 17B.
- Block 1893—Lots 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20 and 21.
- Block 1896—Lots 1, 1A, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11.
- Block 1897—Lot 1.
- Block 1898—Lots 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42 and 43;

all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above-mentioned improvement.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

### Supervisor Uhl's Motion to Repeal the Parking Meter Ordinance.

Supervisor Uhl's motion to repeal the Parking Meter Ordinance was considered by the Streets Committee on Wednesday, June 28th, and is referred back to the Board with the recommendation that the Ordinance be not repealed.

*July 5, 1939—Consideration postponed to July 10, 1939, at 2:30 P. M.*

*July 10, 1939—Consideration postponed to July 17, 1939, at 2:30 P. M.*

*July 17, 1939—Consideration postponed to Aug. 7, 1939, at 2:30 P. M.*

*Aug. 7, 1939—Inadvertently omitted from Calendar and restored to clear the Record.*

*August 14, 1939—Consideration postponed to September 11, 1939, at 2:30 P. M.*

*On motion by Supervisor Uhl, consideration postponed to Sept. 11, 1939, at 2:30 P. M.*

*Sept. 11, 1939—Remain on Calendar; Consideration postponed until receipt of Report from City Engineer to Chief Administrative Officer as to his findings on the experience of eastern cities where parking meters have been installed.*

*September 18, 1939—Consideration postponed to September 25, 1939, at 2:30 P. M.*

*September 25, 1939—Consideration postponed to October 2, 1939, but not made a special order of business.*

### Motion for Adoption of Committee Report

Supervisor Colman expressed opposition to repeal of the Parking Meter Ordinance, stating that regardless of report from the City Engineer as to experience of other cities where such meters had been installed, he would object to repeal of the ordinance, and moved that the Board vote on the Committee recommendation that the ordinance be not repealed. Motion seconded by Supervisor McGowan.

### Discussion

Supervisor Uhl called attention to several opponents to the installation of Parking Meters who should be permitted to be heard on the subject before any final disposition of the matter.

Supervisor Schmidt expressed objection to final action on the matter prior to receipt of the report from the City Engineer.

Supervisor McSheehy called attention to the new state legislation affecting traffic, with particular reference to parking. He was opposed to the motion for final disposition of the matter at the present time, and urged postponement in accordance with previous request made by Supervisor Uhl.

### Motion Carried

Thereupon the roll was called and the Street Committee's recommendation that the Parking Meter Ordinance be not repealed, was, pursuant to motion by Supervisor Colman, approved by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Shannon—8.

Noes: Supervisors McSheehy, Schmidt, Uhl—3.

### Motion for Reconsideration

Before the result of the foregoing vote had been announced, Supervisor Uhl changed his vote from "No" to "Aye" and moved for reconsideration at the next meeting of the Board.

The vote then stood:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—9.

Noes: Supervisors McSheehy, Schmidt—2.

### Patent Chimney Ordinance

The following from Public Buildings, Lands and City Planning Committee was taken up:

Amending Section 64 of Chapter 1, Part II, and Repealing Section 130, Part III, of The San Francisco Municipal Code.

(Series of 1939)

Bill No....., Ordinance No....., as follows:

Amending Section 64 of Chapter 1, Part II, of the San Francisco Municipal Code, by reducing permit fees for the erection, installation or alteration of patent chimneys, flues and vents other than brick or stone: authorizing the issuance of coupon books for sale by the central permit bureau: eliminating annual fee of \$300: fixing date affecting payment of annual fee in connection with Section 64: and repealing Section 130, Part III thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 64 of Chapter 1, Part III, of The San Francisco Municipal Code, is hereby amended to read as follows:

Sec. 64. *Permit Fees.* (a) The applicant or applicants for a building permit shall pay the Central Permit Bureau for expenses of inspection and examination of the building and plans and specifications the sum of Four (\$4.00) Dollars if the estimated cost of said building, structure, alteration or improvement shall be Five Hundred (\$500.00) Dollars or less; the sum of Five (\$5.00) Dollars if the estimated cost of said building, structure, alteration or improvement shall be more than Five Hundred (\$500.00) Dollars and less than One Thousand (\$1,000.00) Dollars; and if the estimated cost of said building, structure, alteration or improvement shall exceed One Thousand (\$1,000.00) Dollars, then the sum of Five (\$5.00) Dollars for each One Thousand (\$1,000.00) Dollars of the estimated cost or fraction thereof up to Twenty Thousand (\$20,000.00) Dollars, and Ninety (90c) Cents for each One Thousand (\$1,000.00) Dollars or fraction thereof of the estimated cost above Twenty Thousand (\$20,000.00) Dollars.

(b) The applicant or applicants for the following permits shall pay the Central Permit Bureau for expenses in investigation of conditions and inspection of operations in connection with the same, fees as follows:

Permit for moving building.....	\$2.00
Permit for construction or alteration of billboard.....	2.00
<i>Permit for erection or installation of patent chimney, flue and vent other than brick or stone, in new construction.....</i>	<i>.50</i>
<i>Permit for erection, installation or alteration of patent chimney, flue and vent other than brick or stone, in other than new construction .....</i>	<i>1.00</i>

*Coupon books, containing twenty-five (25) permits to install patent chimney, flue and vent other than brick or stone, in new construction shall be made available at the Central Permit Bureau at Twelve Dollars and Fifty Cents (\$12.50) each.*

*Coupon books, containing twenty-five (25) permits to erect, install or alter patent chimney, flue and vent other than brick or stone, in other than new construction, shall be made available at the Central Permit Bureau at Twenty-Five Dollars (\$25.00) each.*

*....., 1939, is hereby fixed as the date affecting payment of annual fees in connection with this section.*

*Section 2. Section 130, Part III of The San Francisco Municipal Code is hereby repealed.*

*(Report from City Attorney as to approval of above, awaited.)*

#### Committee of the Whole

On motion by Supervisor Uhl, seconded by Supervisor McGowan, the Board resolved itself into a Committee of the Whole, President Warren Shannon to preside as Chairman.

#### Privilege of the Floor

Mr. William P. Caubu, Attorney, representing persons interested in the proposed patent chimney ordinance, explained at length proposed ordinance submitted by him on behalf of his clients. Mr. George Sullivan, Attorney, representing minority small dealers, answered arguments advanced by Mr. Caubu. Mr. Milton Morris, representing Associated Home Builders objected to any charge for inspection of patent chimneys in new construction, stating that such inspection was merely incidental to the general building inspection, for which a fee is now provided. However, an inspection fee of \$2.50 for patent chimneys in old construction was, he felt, reasonable. Mr. Fred Green presented the views of the Atlas Heating and Ventilating Company, and the Sheet Metal Workers' Association.

Mr. Errol Rosenthal, of the Controller's Office, presented the findings of the Controller as to costs of inspection service rendered.

#### Committee of the Whole Arises

Whereupon, Supervisor Uhl moved that the Committee of the Whole rise and report.

No objection, and so ordered.

#### Reconvening as Board of Supervisors

Thereupon, on motion duly made, seconded and carried, the Board reconvened as a Board of Supervisors.

#### Discussion

Supervisor Uhl, Chairman of the Public Buildings, Lands and City Planning Committee, reported on the deliberations held by his committee on the proposed ordinance, stating that originally the matter had come before the committee on the grounds of discrimination. The smaller dealers were paying as much as \$2 per permit, whereas, the larger dealers, under the blanket fee set up in the present legislation, were paying only some 13 cents for each permit.

In reply to questioning, Mr. Rosenthal explained that at the present time there is no segregation of costs in building inspection, as between the general building inspection and the inspection of patent chimneys.

Supervisor Uhl, in continuing his discussion, announced that the Committee had requested the Controller, at the earliest possible time, to pick up the cost of inspecting buildings and of inspecting the flues. The Controller is not prepared, however, for a repeal of fees on patent chimneys. The Committee, however, has agreed on a charge of 50 cents for new construction, and \$1 for old construction.

**Proposed Substitution for Committee's Recommendation**

Supervisor Ratto, seconded by Supervisor Mead, moved that the proposed ordinance as presented by Mr. Caubu, be substituted for the Committee's recommendation.

Before the foregoing motion was put, Supervisor Mead suggested that inasmuch as the proposed substitution was in reality a new ordinance, it should be referred to committee.

**Amendment to Motion**

Supervisor McSheehy, pursuant to statement by Supervisor Uhl that the proposal of Mr. Caubu had been considered and rejected by the Committee, moved that the entire matter remain on the calendar and be made a special order of business for Monday, October 9, 1939, at 2:30 P. M., the Board to sit as a committee of the whole at that time.

No objection and so ordered.

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,  
BILLS AND COMMUNICATIONS NOT CONSIDERED OR  
REPORTED UPON BY A COMMITTEE.****Adopted**

The following recommendation of His Honor, the Mayor, was taken up:

**Leave of Absence — Honorable Henry Budde, Member Park Commission.**

(Series of 1939)

Resolution No. 575, as follows:

Resolved, That in accordance with the recommendation of his Honor the Mayor, Hon. Henry Budde, member of the Park Commission, is hereby granted a leave of absence for a period not to exceed thirty days, commencing September 30, 1939.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Final Passage**

The following recommendations of the Finance Committee were taken up:

**Appropriation \$2,000 from Emergency Reserve Fund for Sick Leave Relief, Emergency Hospitals.**

(Series of 1939)

Bill No. 354, Ordinance No. 334, as follows:

Authorizing an appropriation of \$2000.00 out of the Emergency Reserve Fund to the credit of the Emergency Hospitals for the purpose of providing funds for sick leave relief for the fiscal year 1939-1940, an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$2000.00 is hereby appropriated and set aside out of the Emergency Reserve Fund to the credit of Appropriation

No. 954.102.50 for the purpose of providing funds for sick leave relief for the fiscal year 1939-1940 at the Emergency Hospital.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists, as this department is without sufficient funds to adequately provide for the health of the people of San Francisco.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Appropriation \$500 from Emergency Reserve Fund for Sick Leave Relief for Stationary Steam Engineers and Elevator Operators, Bureau of Building Repair.**

(Series of 1939)

Bill No. 355, Ordinance No. 335, as follows:

Authorizing a supplementary appropriation of \$500.00 from the Emergency Reserve Fund to the credit of Appropriation 938.102.00 necessary to provide sick leave expense for stationary steam engineers and elevator operators in the Bureau of Building Repair, Department of Public Works. An emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$500.00 is hereby appropriated and set aside from the Emergency Reserve Fund to the credit of Appropriation 938.102.00 necessary to provide sick leave expense for stationary steam engineers and elevator operators in the Bureau of Building Repair, Department of Public Works. An emergency ordinance.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare by the vote upon which this ordinance is passed that an actual emergency exists and funds must be immediately provided for the uninterrupted operation of the Bureau of Building Repair, Department of Public Works.

*Finally Passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Passage for Second Reading**

**Appropriation \$6,000, City Aid, for Construction of Brunswick Street, between Gutenberg and Allison Streets.**

(Series of 1939)

Bill No. 356, Ordinance No....., as follows:

Authorizing a supplemental appropriation of \$6000.00 from the surplus existing in Appropriation 948.804.00 to the credit of Appropriation 948.903.00 for city aid necessary for street construction in Brunswick Street between Gutenberg to Allison Street; said work to be performed under the Street Improvement Ordinance of 1934.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$6000.00 is hereby appropriated and set aside from the surplus existing in Appropriation 948.804.00 to the credit of Appropriation 948.903.00 for city aid necessary for street construction in Brunswick Street between Gutenberg to Allison Street; said work to be performed under the Street Improvement Ordinance of 1934.



Section 111 of the Charter provides that when street assessments are authorized to be paid in installments over a period not to exceed ten years, no annual installment payment shall exceed twenty-five per cent of the assessed value of the land against which the assessment is levied; therefore, this appropriation is necessary to make the assessment valid.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

### Requesting Re-establishment of North End Police Station.

(Series of 1939)

Supervisor McGowan presented Resolution No. ...., as follows:

Whereas, The citizens of the Marina district and its immediate adjacent area has an estimated population of more than 100,000 persons, and represents the highest assessed valuation of property in San Francisco; and

Whereas, It appears that the citizens of this district are without adequate police service; and

Whereas, The North End police station on Greenwich Street near Scott was abandoned in 1936, and its personnel consolidated with the Ellis-Polk station, now known as the Northern station, supposedly in the interests of economy and efficiency; and

Whereas, The estimated savings has not materialized, but instead the citizens of the Marina district and its environs have been deprived of proper police service; and

Whereas, The Northern police station, located on Ellis Street, near Polk, is more than three miles from the Marina district, and has the largest area in San Francisco to patrol, approximately seven square miles; and

Whereas, The protection of life and property is the first duty of the Police Department, and the said Northern station is undermanned at the present time to afford proper police protection to the citizens of the district;

Now, Therefore, Be It Resolved, That the Board of Supervisors of the City and County of San Francisco requests the honorable Board of Police Commissioners to take the necessary steps to re-establish the North End police station at the earliest possible date.

*Referred to Fire, Safety and Police Committee.*

### Mayor to Appoint Citizens Committee to Cooperate with Eureka Valley Citizens Assn. in Its Annual Celebration.

(Series of 1939)

Supervisor McGowan presented Resolution No. 572, as follows:

Resolved, That His Honor the Mayor be and is hereby requested to appoint a citizens committee to co-operate with the Eureka Valley Citizens' Association in its Annual Celebration to be held during the last week in October, 1939.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Declaration of Policy with Regard to Transfer of Title to Adjoining Property Owners of Land in Streets or Portions of Streets Which Have Been Closed and Abandoned.**

(Series of 1939)

Supervisor Mead presented Resolution No....., as follows:

Whereas, From time to time this Board of Supervisors is petitioned to close and abandon streets which are no longer necessary to public convenience, and

Whereas, In most of such cases the land comprising such streets (when closed and abandoned) reverts, under the law, to the adjoining property owners, and

Whereas, Ordinarily, the purpose which prompts the request for closing and abandonment of a public street is to permit the persons who acquire the property through such closing to build thereon, thus increasing the assessment roll, and

Whereas, Although it is impossible under the law to sell the land comprising a public street where the land for such street was originally given to the City and dedicated for street purposes, a practice has recently sprung up by which property owners adjoining that involved in a street which is closed are required, in consideration of such closing, to make a gift either of land or money to the City, and

Whereas, In order to stimulate and increase building and industry in San Francisco, every possible manner of permitting the growth and expansion thereof should be encouraged and facilitated by the City itself; now, therefore, be it

Resolved, That it is the declared policy of this Board of Supervisors, that in future when this Board is petitioned to close and abandon a public street which is no longer necessary to public convenience, and it is demonstrated by petitioner to the satisfaction of this Board that the property acquired by petitioner through such closing will be used for building purposes, thereby increasing the assessment roll, then and in that event said closing and abandonment shall be done and made without the requirement of any further consideration whatsoever, moving from petitioner to the City and County of San Francisco.

*Referred to Streets and Industrial Development Committee.*

**Urging Officials and Citizens of San Francisco to Take Part in 19th Annual Convention of Redwood Empire Association on Treasure Island, October 12, 13 and 14, 1939.**

(Series of 1939)

Supervisor Ratto presented Resolution No. 573, as follows:

Whereas, Our Redwood Empire Association, of which the City and County of San Francisco is an important and integral part, is holding its 19th Annual Convention on Treasure Island, San Francisco Bay, on October 12, 13 and 14, 1939; and

Whereas, Boards of Supervisors, County Commissioners, State, Federal and other public officials, also numerous other leaders in our eight partner counties, across the Golden Gate Bridge in the Northbay, will participate in said sessions; and

Whereas, San Francisco will be the official host to Convention delegates from our neighboring Northbay Counties and to visitors from other parts of the Pacific Coast; and

Whereas, Important State and Federal highway projects and legislation, also pressing publicity and advertising matters, vitally essential to the future development of San Francisco and the Golden Gate Bridge, will be considered and acted upon during said Convention; now, therefore, be it

Resolved, That the Board of Supervisors in and for the City and County of San Francisco, as a whole, and each individual member thereof, hereby plan to participate in the three-day Convention and do everything possible to render pleasant and enjoyable the sojourn of our Redwood Empire Association colleagues and official guests; and, be it

Further Resolved, That His Honor, the Mayor, and other City officials and the citizenry of San Francisco be urged to take active part in this Convention and extend every possible courtesy to visiting neighbors and guests.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

#### Authorizing Preparation of Argument in Support of Proposed Charter Amendment Providing for Increased Salaries for Captains and Lieutenants of San Francisco Fire Department.

Supervisor Colman, seconded by Supervisors McSheehy and Mead, moved that the Board authorize the printing and including with sample ballots, an argument in favor of the proposed amendment regarding the salaries for captains and lieutenants of the Fire Department.

No objection and so ordered.

#### Commending Recreation Department for its Activities at the Sigmund Stern Memorial Grove.

Supervisor Colman reported on the activities conducted during the current year at the Sigmund Stern Memorial Grove. He commented briefly on the growing attendance at the various affairs conducted at the Grove, and the appreciation of the people who had attended those affairs, and suggested that the Recreation Department be commended for providing such facilities and entertainment for the people of San Francisco.

#### Entertainment of Redwood Empire Delegation at California Building, Treasure Island.

Supervisor Ratto announced that the Committee for the celebration of Columbus day is to entertain a Redwood Empire delegation at the California Building, Treasure Island, on Columbus Day, and requested all members of the Board, if possible, to be present at that time.

#### Request by Pacific Auxiliary Fire Alarm Company for Franchise.

Supervisor Shannon presented a request from the Pacific Auxiliary Fire Alarm Company for a franchise to permit the connection of its fire alarm devices with the street fire alarm boxes of San Francisco.

*Referred to Finance Committee.*

#### Authorizing Preparation of Argument in Favor of Charter Amendment No. 1.

Supervisor Uhl, seconded by Supervisor McGowan, moved that the Board of Supervisors, with the assistance of interested parties, draft appropriate argument in favor of Charter Amendment No. 1, and have same presented to the Registrar of Voters.

*So ordered.*

**Adopted**

**Directing the Registrar of Voters to Submit Arguments in Favor of Charter Amendment No. 1 Fixing the Minimum Compensation of Civil Service Employees.**

(Series of 1939)

Supervisor Uhl presented Resolution No. 574 as follows:

Directing the Registrar of Voters to Submit Arguments in Favor of Charter Amendment No. 1 Fixing the Minimum Compensation of Civil Service Employees.

Whereas, The members of the Board of Supervisors are desirous of obtaining a favorable vote on Charter Amendment No. 1 to be voted upon at the coming election to be held November 7, 1939, fixing the minimum compensation of Civil Service employees;

Now, Therefore, Be It Resolved, That pursuant to the provisions of Section 183 of the Charter, the Board of Supervisors shall prepare and submit to the Registrar of Voters an argument in favor of Charter Amendment No. 1, fixing the minimum compensation of Civil Service employees, and that the Registrar of Voters is directed to include said argument favoring said proposition with material to be mailed to the voters for the coming election November 7, 1939; and

Be It Further Resolved, That arguments favoring the passage of said proposition, as prepared in separate pamphlets and in form prescribed under the Charter from Hospitals and Institutions Union and from San Francisco Labor Council and San Francisco Building Trades Council, be included by the Registrar of Voters, and he is hereby directed to include said arguments favoring said proposition by the organizations described in this resolution, with material to be mailed to the voters for the election to be held November 7, 1939.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Reduction of Rates of Admission to Exposition**

Supervisor McGowan requested that resolution previously presented by him, favoring urging the reduction of rates of admission to the Exposition, be called out from committee and placed on the calendar for discussion at the next meeting of the Board.

*No objection and so ordered.*

**Requests for Information**

Supervisor Uhl requested reports from Mr. E. G. Cahill, Manager of Utilities, as follows:

1. What amount of water has been delivered to Treasure Island? What is the price charged for water delivered to Treasure Island? What is the unpaid balance, if any, for water delivered to Treasure Island?

2. How does the rental account with the Crystal Springs Golf Links stand? What is the total of rent from the entering into of lease until September 1, 1939, and what amount has been paid on same?

**Bus Transportation**

Supervisor Uhl presented and read an article in the San Francisco Chronicle, Sunday, October 1, 1939, by Leon J. Pinkson, entitled "Trolley Car Is Obsolete," praising bus operation of Detroit and in Chicago, and suggesting that all hindrances to the rendering of perfect and safe bus operation on Polk Street should be eliminated.

In commenting on the article just read, Supervisor Uhl commended the writer on the stand taken by him, and requested the article to be referred to the Fire, Safety and Police Committee.

*No objection, and so ordered.*

Following the reading of the foregoing article, and its reference to Committee, Supervisor Uhl suggested that loading areas be established on Polk Street, at the curb, at every other street intersection, and that traffic zones other than at the proposed loading zones be eliminated.

Supervisor Colman, in commenting on the above article, suggested that it be borne in mind that Mr. Pinkson, the author, is not an expert on traffic.

#### **Request for Information re Employment Charles Purcell**

Supervisor Uhl, seconded by Supervisor McSheehy, moved that his Honor the Mayor be requested to advise the Board on the status of the proposed employment of Mr. Charles Purcell by the city.

*No objection, and so ordered.*

#### **Statement of Gross Receipts, Pacific Telephone and Telegraph Company.**

The Clerk presented and read statement from the Pacific Telephone and Telegraph Company for local exchange service and that proportion of gross receipts of said Company creditable to San Francisco and accruing from telephones within the City and County, from October 1, 1938, to September 30, 1939.

*Ordered filed.*

#### **Disposition of Copper Cable**

Communication from Mr. E. G. Cahill, Manager of Utilities, in reply to requests for information by Supervisor Uhl re disposition of copper cable originally purchased for transmission line from Newark to San Francisco, was presented and read by the Clerk. The copper cable in question cost originally 18.5 cents per pound, or a total cost of \$124,150; it was sold by the Purchaser of Supplies for 8.2 cents per pound, for the total price of \$52,132.

*Communication ordered filed.*

#### **Communications from Western Union Telegraph Company and from Associated Western Union Employees.**

Communications from the Western Union Telegraph Company transmitting statement concerning strike of their employees, and from the Associated Western Union Employees transmitting its version of the strike and the problems attendant thereon, were received and read by the Clerk, and *ordered filed.*

#### **Replacement of Alcatraz Prison with Statue of "Pacifica"**

The Clerk presented and read communication from the Art Commission, advising that the Commission has no authority over Federal property, and accordingly the proposed erection of "Pacifica" on Alcatraz Island does not come within its jurisdiction.

Thereupon, Supervisor McSheehy moved that the communication be filed, and his resolution to memorialize the President and the Congress to remove the Federal prison on Alcatraz Island and to replace same with the statue of "Pacifica" be tabled.

*No objection and so ordered.*

**ADJOURNMENT**

There being no further business, the Board, at the hour of 5 p. m., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors October 9, 1939.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,  
City and County of San Francisco.



Vol. 34

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No. 43

Monday, October 9, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco



Franklin Typesetting Corporation  
447 Sansome Street, S. F.

By the Hon. the Attorney General  
 of the Province of Ontario  
 in and to the Hon. the Judges of the  
 Court of Appeal for Ontario  
 in the matter of the  
 Estate of the late John D. Macdonald  
 deceased

—

# JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

Monday, October 9, 1939

In Board of Supervisors, San Francisco, Monday, October 9, 1939.  
2 P. M.

The Board of Supervisors met in regular session.

## CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

Quorum present.

President Warren Shannon presiding.

## APPROVAL OF JOURNAL

The Journal of Proceedings of the Meeting of October 2, 1939, was considered read and approved.

## Reconsideration of Action

Supervisor Uhl's Motion to Repeal the Parking Meter Ordinance.

Supervisor Uhl's motion to repeal the Parking Meter Ordinance was considered by the Streets Committee on Wednesday, June 28th, and is referred back to the Board with the recommendation that the Ordinance *be not repealed*.

*July 5, 1939—Consideration postponed to July 10, 1939, at 2:30 P. M.*

*July 10, 1939—Consideration postponed to July 17, 1939, at 2:30 P. M.*

*July 17, 1939—Consideration postponed to Aug. 7, 1939, at 2:30 P. M.*

*Aug. 7, 1939—Inadvertently omitted from Calendar and restored to clear the Record.*

*August 14, 1939—Consideration postponed to September 11, 1939, at 2:30 P. M.*

*On motion by Supervisor Uhl, consideration postponed to Sept. 11, 1939, at 2:30 P. M.*

*Sept. 11, 1939—Remain on Calendar; Consideration postponed until receipt of Report from City Engineer to Chief Administrative Officer as to his findings on the experience of eastern cities where parking meters have been installed.*

*September 18, 1939—Consideration postponed to September 25, 1939, at 2:30 P. M.*

*September 25, 1939—Consideration postponed to October 2, 1939, but not made a special order of business.*

### Committee Recommendation Approved

The roll was called and the Committee's recommendation that the Parking Meter Ordinance be not repealed was approved by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Shannon—8.

Noes: Supervisors McSheehy, Schmidt, Uhl—3.

### Reconsideration

Before the result of the foregoing vote had been announced, Supervisor Uhl changed his vote from "No" to "Aye" and moved for reconsideration at the next meeting of the Board.

The vote then stood:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—9.

Noes: Supervisors McSheehy, Schmidt—2.

### Motion for Reconsideration

Supervisor Uhl, pursuant to notice given at the meeting of October 2, 1939, moved that the vote by which the Board approved the recommendation of the Streets Committee that the Parking Meter Ordinance be not repealed, be rescinded. Motion seconded by Supervisor McGowan.

Supervisor Uhl, in urging favorable consideration of his motion, stated that the Board of Supervisors had not heard from the public on the subject, and that there were citizens present who desired to present their views and the reasons for requesting the repeal of the Parking Meter Ordinance. Thereupon, he requested the privilege of the floor for Mr. Herbert T. Hunt, representing the California Automobile Association.

On objection to hearing from citizens on the motion of reconsideration, the floor was granted to Mr. Hunt.

### Committee of the Whole

Thereupon, Supervisor Uhl, seconded by Supervisor McGowan, moved that the Board sit as a committee of the whole.

Motion failed by the following vote:

Ayes: Supervisors McGowan, McSheehy, Mead, Ratto, Schmidt, Uhl—6.

Noes: Supervisors Brown, Colman, Meyer, Roncovieri, Shannon—5.

### Objection to Ruling of the Chair

Supervisor McSheehy objected to the ruling of the chair that motion to sit as Committee of the Whole requires a two-third vote, holding that nowhere in the Rules of the Board or in Robert's Rules of Order does such a rule appear. However, he did not appeal from the ruling of the Chair.

### Discussion

Supervisor Colman, in discussing the motion, opposed the motion to reconsider, and reminded the Board that action was not on repeal of the Parking Meter Ordinance, but merely affected the decision as to approval of the Committee's recommendation thereon. The Parking Meter Ordinance could at any time be repealed if that should be considered advisable or necessary.

Supervisor McGowan explained his reason for seconding the motion for reconsideration, stated that there were a number of citizens who desired to be heard on the matter. If Supervisor Uhl's motion should not carry, the entire matter of parking meters would then pass entirely out of the hands of the Board.

Supervisor Brown, thereupon, announced that he had no objection to granting the privilege of the floor to Mr. Hunt, provided he spoke only on the motion to reconsider. He would object, however, to Mr. Hunt speaking on the Parking Meter Ordinance itself.

The Chair ruled, however, that the motion to reconsider opened up the entire subject matter.

Thereupon Supervisor Brown reiterated his objection to hearing from any citizen before the Board had acted on the motion to reconsider.

#### Renewal of Motion to Sit as Committee of the Whole

Supervisor McSheehy, seconded by Supervisor Uhl, moved that the Board sit as a Committee of the Whole for the purpose of hearing the public as to why the Board should consider its vote whereby the report of the Streets Committee recommending that the Parking Meter Ordinance be not repealed, was approved.

Motion failed by the following vote:

Ayes: Supervisors McGowan, McSheehy, Uhl—3.

Noes: Supervisors Brown, Colman, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—8.

#### Reconsideration Refused

Thereupon, the roll was again called and the motion to reconsider failed by the following vote:

Ayes: Supervisors McGowan, McSheehy, Schmidt, Uhl—4.

Noes: Supervisors Brown, Colman, Mead, Meyer, Ratto, Roncovieri, Shannon—7.

### SPECIAL ORDER—2:30 P. M.

#### Recommendation of Public Buildings, Lands and City Planning Committee.

#### Amending Section 64 of Chapter 1, Part II, and Repealing Section 130, Part III, of The San Francisco Municipal Code.

(Series of 1939)

Bill No. ...., Ordinance No. ...., as follows:

Amending Section 64 of Chapter 1, Part II, of the San Francisco Municipal Code, by reducing permit fees for the erection, installation or alteration of patent chimneys, flues and vents other than brick or stone; authorizing the issuance of coupon books for sale by the central permit bureau; eliminating annual fee of \$300; fixing date affecting payment of annual fee in connection with Section 64; and repealing Section 130, Part III thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 64 of Chapter 1, Part III, of The San Francisco Municipal Code, is hereby amended to read as follows:

Sec. 64. *Permit Fees.* (a) The applicant or applicants for a building permit shall pay the Central Permit Bureau for expenses of inspection and examination of the building and plans and specifications the sum of Four (\$4.00) Dollars if the estimated cost of said building, structure, alteration or improvement shall be Five Hundred (\$500.00) Dollars or less; the sum of Five (\$5.00) Dollars if the estimated cost of said building, structure, alteration or improvement shall be more

than Five Hundred (\$500.00) Dollars and less than One Thousand (\$1,000.00) Dollars; and if the estimated cost of said building, structure, alteration or improvement shall exceed One Thousand (\$1,000.00) Dollars, then the sum of Five (\$5.00) Dollars for each One Thousand (\$1,000.00) Dollars of the estimated cost or fraction thereof up to Twenty Thousand (\$20,000.00) Dollars, and Ninety (90c) Cents for each One Thousand (\$1,000.00) Dollars or fraction thereof of the estimated cost above Twenty Thousand (\$20,000.00) Dollars.

(b) The applicant or applicants for the following permits shall pay the Central Permit Bureau for expenses in investigation of conditions and inspection of operations in connection with the same, fees as follows:

Permit for moving building.....	\$2.00
Permit for construction or alteration of billboard.....	2.00
Permit for erection or installation of patent chimney, flue and vent other than brick or stone, in new construction.....	.50
Permit for erection, installation or alteration of patent chimney, flue and vent other than brick or stone, in other than new construction .....	1.00

*Coupon books, containing twenty-five (25) permits to install patent chimney, flue and vent other than brick or stone, in new construction shall be made available at the Central Permit Bureau at Twelve Dollars and Fifty Cents (\$12.50) each.*

*Coupon books, containing twenty-five (25) permits to erect, install or alter patent chimney, flue and vent other than brick or stone, in other than new construction, shall be made available at the Central Permit Bureau at Twenty-Five Dollars (\$25.00) each.*

....., 1939, is hereby fixed as the date affecting payment of annual fees in connection with this section.

Section 2. Section 130, Part III of The San Francisco Municipal Code is hereby repealed.

*(Report from City Attorney as to approval of above, awaited.)*

Oct. 2, 1939—Consideration postponed until Monday, Oct. 9, 1939—the Board to sit as a Committee of the Whole.

Proposed Amendment Submitted by William P. Caubu, Attorney  
at Law

September 30th, 1939.

Mr. John Ratto,  
c/o Board of Supervisors,  
City Hall,  
San Francisco, California.  
Dear Mr. Ratto:

Persons interested in the patent chimney ordinance to be presented to the Board of Supervisors on Monday have suggested that I enclose to you a proposed amendment to the ordinance.

In considering the ordinance thought is to be given to the fact that inspection of flues is covered by the fee required to be paid when obtaining a building permit, namely \$5.00 per \$1,000.

Apparently 90% of those engaged in this business desire that a certificate of competency be issued; this is now done as a protection to our plumbers and electricians; at present men from adjoining cities and towns can do patent chimney work here without restriction while our men engaged in that work must pay a fee in every town and city around us when they engage in this work in such a community.



There are at present some 50 to 60 persons engaged in this work; if put on a certificate basis a number of more persons may be expected to obtain such a certificate. On the basis of 50 persons this fee would produce \$1000.00.

To be added to this is a fee of \$2.50 for permit on each flue installed in an older building; such an installation does require a special trip for inspection and this fee would be fair; it is estimated there were 800 of such flue permits obtained last year, and this would produce \$2000.00.

Last year the total realized from permit fees was approximately \$3300.00, as I recall figures given by Mr. Rosenthal, of Controller's office.

In the event additional money is to be required we submit herewith another fee schedule:

The competency certificate at \$20.00 each.....	\$1000.00
Old flue installation, \$2.50 per flue.....	2000.00
New flue installation, \$0.50 per flue, 1000 on last year's figures .....	500.00
Option at \$300.00 per, on last year's figures.....	2000.00

This will produce a revenue of \$5500.00, the amount Mr. Rosenthal seems to think will be required.

Thanking you for your help in this matter, I am

Very truly yours,

WPC:MT  
encls. 2.

(Signed) W. P. CAUBU.

### On Proposed Ordinance Relating to Patent Chimneys, Etc.

That the proposed ordinance be amended so that the proposed fees set forth therein be stricken and in lieu thereof the following be inserted:

That every corporation, co-partnership or individual engaged in conducting the business of constructing, erecting, installing and repairing of patent chimneys and flues in the City and County of San Francisco shall first obtain a certificate of competency to be issued in manner as follows: that before a certificate of competency shall be granted to any applicant to carry on such business the applicant, following the filing of his application with the Department of Public works, shall pass a satisfactory examination of his or their fitness and ability to practice such business. That such examination shall be conducted by a committee constituted as follows: a representative of the Journeymen Sheet Metal Workers, of the Furnace Dealers and Sheet Metal Contractors Association, and of the Department of Public Works of San Francisco.

That for conducting such examination and the issuing of such certificate, as herein required, said Department of Public Works shall collect therefor the sum of \$20.00 and may require a deposit of such sum prior to conducting such examination; and a fee of \$20.00 is hereby imposed upon the holder of such certificate, the same to be paid annually.

Fees: For the erection and installation of each flue in a building, not being newly constructed, a fee of \$2.50 shall be paid to the Central Permit Bureau for expenses in investigation of conditions and inspection of operations.

### Additional Fee Suggestion to be Added to the Proposed Amendment

Fees: That for a permit to install patent chimneys and flues each holder of a certificate of competency shall pay to the Central Permit Bureau for expenses in investigating of conditions and inspection of operating in connection therewith the following fees:

(a) For the erection and installation of each flue in a building, not being newly constructed, a fee of \$2.50;

(b) For the erection and installation of each flue in a building being newly constructed a fee of \$0.50;

(c) Any person, holding such certificate of competency, as an option and in lieu of the above required permit fee as described in Subdivision "b" hereof, may pay an annual fee of \$300.00 payable quarterly in advance.

### Committee of the Whole

On motion by Supervisor Uhl, seconded by Supervisor McGowan, the Board resolved itself into a Committee of the Whole. President Warren Shannon presiding as chairman.

### Privilege of the Floor

Mr. W. P. Caubu, who had previously presented suggestions for inclusion in the Patent Chimney Ordinance, reported the deliberations had in the City Attorney's office, by the various parties interested in the proposed legislation.

The City Attorney explained in detail proposed legislation to be drafted along the lines of the present ordinance providing for examinations and certificates of competency for plumbing contractors, should the board desire such legislation.

Mr. Caubu, representing furnace dealers and sheet metal workers; Mr. Morton, of the Journeymen Plumbers Union; Mr. Sullivan; Mr. Beaumont, of the Beaumont Furnace and Sheet Metal Works; and Mr. Errol Rosenthal of the Controller's Office, were granted the privilege of the floor.

Following the presentations by the above speakers, Supervisor Meyer, in order to get the matter before the committee of the whole, offered as amendment to the Committee's recommendations, proposals submitted by Mr. Caubu at the previous meeting of the Board.

Whereupon, the City Attorney announced that because of the great difference between the proposals by Mr. Caubu and the Committee's recommendations, the legislation proposed by the Committee would not be susceptible to amendment to incorporate Mr. Caubu's proposals. If Mr. Caubu's proposals should be approved by the Board, an entirely new ordinance must be drafted.

Thereupon, Supervisor McSheehy moved that further consideration be postponed for one week, and in the meantime, Mr. Caubu and the City Attorney draft legislation along the lines suggested by Mr. Caubu. He moved further that the Board, at its next meeting, again sit as a committee of the whole, to consider the legislation presented at that time, and suggested that any amendments to carry out the ideas of Mr. Sullivan could also be considered at that time.

No second to motion.

Whereupon, Supervisor Uhl stated that the proposals made by Mr. Caubu had already been considered by the Committee, and been rejected, and moved the adoption of the Committee report, fixing fees for patent chimney inspection at 50 cents for new construction, and \$1 for old construction.

Supervisor Mead, seconded by Supervisor Colman, moved, as an amendment to the motion, that the entire matter be re-referred to committee for some concrete recommendation to the Board.

In explaining the reasons for his motion, Supervisor Mead stated that he felt that the various groups were not far apart in their views, and that if possible, every effort should be made to get together and come to a definite conclusion. However, if the groups cannot come to an agreement, they can each bring in their proposals and the Board can then decide the matter.

#### Committee of the Whole Arises

Supervisor Uhl, seconded by Supervisor McGowan, moved that the Committee of the Whole rise and report.

No objection and so ordered.

#### Reconvening as Board of Supervisors

Thereupon, on motion duly made and carried, the Board reconvened as a Board of Supervisors.

#### Motion to Approve Committee Report

Supervisor Uhl, seconded by Supervisor Ratto, moved that the Board approve the committee report, as printed on the calendar, subject, however, to necessary additions as advised by the City Attorney, re procedure for use of coupon books.

#### Discussion

Thereupon, Supervisors Mead and Ratto renewed the suggestion previously made while sitting as a committee of the whole, that the parties concerned make every reasonable effort to get together. However, if they cannot do that, let them bring in separate reports. The Board can then make its own decision.

Supervisor Roncovieri expressed agreement with the suggestion by Supervisors Mead and Ratto, and stated that he felt every effort should be made to come to an understanding. Then within a week the interested parties can come back and the Board can act.

Supervisor McSheehy suggested that the interested parties meet with the City Attorney; that the City Attorney prepare the necessary legislation for the Board's consideration at its next meeting.

#### Further Consideration Postponed

Thereupon, on substitute motion by Supervisor McSheehy, the City Attorney was requested to prepare the necessary legislation and the entire matter be made a special order of business on Monday, October 23, 1939, at 2:30 P. M.

#### SPECIAL ORDER — 3:30 P. M.

#### Discussion of Old Age Security Legislation

##### Privilege of the Floor

Mr. William B. Hornblower, representing the Fraternal Order of Eagles, sponsor for old age pension legislation throughout the United States, on being granted the privilege of the floor, recited in detail the history of efforts to secure old age security aid for the needy aged.

Following his recital of the history of old age security legislation, and full explanation of such legislation enacted, Mr. Hornblower suggested that the Board go on record as not exercising its right to require an agreement from any applicant for old age security aid that he would not encumber his property. The Board can exercise its right in that respect by declaring that hereafter no person shall be

required, as a prerequisite, to sign a written agreement that he will not, during his lifetime, encumber his property. However, if a pensioner dies intestate and has no surviving spouse, the City and County will be a preferred creditor of his estate.

Supervisor Uhl, following Mr. Hornblower's presentation, suggested that the Board inquire from the Public Welfare Department, how many old age pensioners there were on September 1, and how many such pensioners there are now.

Thereupon, Supervisor McGowan presented the following resolution:

**Declaration of Policy re Encumbering or Transferring of Property by Applicants for or Recipients of Old Age Security Aid**

(Series of 1939)

Resolution No....., as follows:

Whereas, aid granted to the needy aged prior to 1937 by the State and Counties constituted a lien upon the property of the recipient; and

Whereas, the Legislature at its regular session in 1937 amended the law by amending Section 2225 of the Welfare and Institutions Code, providing that aid to the needy aged shall not constitute a lien upon any property of the recipient, and all liens and mortgages heretofore created were released and the Boards of Supervisors were directed and authorized to execute and record proper instruments of release; and

Whereas, pursuant to the said Legislative amendment of 1937 the Board of Supervisors of the City and County of San Francisco authorized the release of all liens heretofore taken on the property of the needy aged receiving aid from the City and County of San Francisco; and

Whereas, the Legislature at its regular session this year has amended the law relating to the needy aged by adding Section 2226, providing that a recipient for aid who owns or acquires any property or estate or interest therein *may* be required by the Board of Supervisors to enter into an agreement that he will not, during his lifetime, without the consent of the Board of Supervisors, transfer or encumber his property; and

Whereas, the present law provides that aid to the needy aged as amended in 1939 shall not constitute a lien upon the property of any recipient; and

Whereas, the Director of the Public Welfare Department has notified all recipients of aid under the Needy Aged Act of the State of California that the recipients who own real property will be compelled to enter into a written agreement between the City and County of San Francisco and the recipient for aid, that said recipient will not transfer or encumber his real property without the consent of the County; that unless said agreement is signed and executed by any recipient of aid owning property in the City and County of San Francisco, aid will not be granted; and

Whereas, the Attorney General has rendered his opinion to the Director of the State Welfare Department that Section 2226 does not make it mandatory upon the Board of Supervisors of any County to require that an agreement be executed by a recipient of aid who owns property in the County, agreeing that he will not transfer or encumber the property during his lifetime without the consent of the Board of Supervisors, the said Attorney General ruling that it is discretionary with the Boards of Supervisors in the various Counties whether or not they desire to require such an agreement in writing before granting aid to a needy aged person seeking aid under the Act for Aid to the Needy Aged; and

Whereas, many of the aged persons who are receiving aid have been property owners and tax payers for many years in the City and County of San Francisco, and as property owners have shown that they have made good citizens by demonstrating their faith in our County government by the acquisition of real property, and whereas in most cases the property consists of a home which in many instances has been purchased through hard labor and represents the last of an aged person's fortune or wealth;

Now, Therefore, Be It Resolved, That the Board of Supervisors of the City and County of San Francisco will not require recipients of aid under the Act for Aid to the Needy Aged receiving aid from the City and County of San Francisco who own real property to sign any agreement that said persons will not during their lifetime, without the consent of the Board of Supervisors, transfer or encumber such property; and

Be It Further Resolved, That all persons whose applications are now pending for said to the needy aged which may hereafter be approved by the Board of Supervisors of the City and County of San Francisco will not be required to sign any agreement that they will not transfer or encumber their property without the consent of the Board of Supervisors; and the Public Welfare Department is hereby directed, in making its investigations for the Board of Supervisors in the granting of aid to the needy aged, not to require as a prerequisite for approval of aid to any person owning property entitled to aid under the act known as "Aid to the Needy Aged" to sign any written agreement that during his lifetime he will not transfer or encumber said real property without the consent of the Board of Supervisors or the City and County of San Francisco.

*Referred to the Public Welfare Committee.*

## UNFINISHED BUSINESS

### Final Passage

The following recommendations of Finance Committee heretofore passed for second reading were taken up:

#### Supplemental Appropriation \$40,000 to Increase Municipal Railway Stores Revolving Fund

(Series of 1939)

Bill No. 341, Ordinance No....., as follows:

Authorizing a supplemental appropriation of \$40,000 out of the surplus existing in the Municipal Railway Operative Fund to the credit of the Municipal Railway Stores Revolving Fund, and amending Ordinance No. 9.051227 entitled: "Authorizing a supplemental Appropriation of \$200,000 out of the surplus existing in the Municipal Railway Operative Fund to the credit of the Municipal Railway Stores Revolving Fund which is hereby created for the purpose of providing for the purchase, storage, and clearance of materials and supplies required for the use of the Municipal Railway and providing the procedure therefor," by increasing the amount thereof to \$290,000.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby appropriated and set aside out of the surplus existing in the Municipal Railway Operative Fund the sum of \$40,000 to the credit of the Municipal Railway Stores Revolving Fund.

which last mentioned fund was created by Ordinance No. 9.051227 in the amount of \$200,000, and increased to \$250,000 by Ordinance No. 9.051254.

Section 2. Section 1 of Ordinance No. 9.051227 is hereby amended to read as follows: There is hereby created a Municipal Railway Stores Revolving Fund in the amount of \$290,000, for the purchase, storage, and clearance of materials and supplies required for the use of the Municipal Railway in connection with its performance.

Section 3. The within increase in the Municipal Railway Stores Revolving Fund is made in order to provide funds to protect the City against a rising market in the purchase of copper trolley wire, steel rails, plates and other necessary materials and supplies.

Recommended by the Manager of Utilities.

Approved by the Mayor.

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

Approved by the Public Utilities Commission.

*Finally passed by the following vote:*

Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Reappropriating \$1478 to Provide for Creation of Permanent Position of Key Drive Calculating Machine Operator, in Controller's Office, in Lieu of One Temporary Position.**

(Series of 1939)

Bill No. 342, Ordinance No....., as follows:

Reappropriating the sum of \$1478 out of surplus existing in Appropriation No. 960.101.00 to the credit of Appropriation No. 960.101.00 and creating the position of one B308 Key Drive Calculating Machine Operator at \$155 per month in the office of the Controller, and providing the compensation therefor for the period September 14, 1939 to June 30, 1940.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1478 is hereby reappropriated out of surplus in Appropriation No. 960.101.00 to the credit of Appropriation No. 960.101.00 to provide funds for the compensation of one B308 Key Drive Calculating Machine Operator at \$155 per month in the office of the Controller for the period September 14, 1939 to June 30, 1940.

Section 2. The position of one B308 Key Drive Calculating Machine Operator at \$155 per month in the office of the Controller is hereby created.

Recommended by the Controller.

Approved as to form by the City Attorney.

Approved by the Mayor.

Approved as to funds available by the Controller.

Approved by the Secretary of the Civil Service Commission.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.



An Ordinance Amending Bill 192, Ordinance 186, Section 67, (Controller) By Increasing the Number of Employments Under Item 34.2 from 1 to 2 B308 Key Drive Calculating Machine Operator at \$155.

(Series of 1939)

Bill No. 343, Ordinance No. ...., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 67, (Controller) by increasing the number of employments under Item 34.2 from 1 to 2 B308 Key Drive Calculating Machine Operator at \$155.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 67, is hereby amended to read as follows:

### Section 67. CONTROLLER

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1		Controller .....	\$ 833.33
3	5	B4	Bookkeeper .....	185
4	3	B4	Bookkeeper .....	180
5	10	B4	Bookkeeper .....	175
6	1	B6	Senior Bookkeeper .....	225
7	3	B6	Senior Bookkeeper .....	210
8	4	B6	Senior Bookkeeper .....	200
9	2	B6	Senior Bookkeeper .....	190
10	1	B7	Asst. Supervisor of Disbursements .....	240
10.1	1	B7	Asst. Supervisor of Disbursements .....	225
11	1	B8	Supervisor of Disbursements .....	275
11.1	5	B10	Accountants .....	240
12	1	B11	Cost Analyst .....	245
13	1	B14	Senior Accountant .....	325
14	2	B14	Senior Accountant .....	285
15	1	B21	Chief Assistant Controller .....	625
16	1	B26	Supervisor of Budgets Statistics .....	250
17	1	B28	Supervisor of General Audits .....	400
18	1	B30	Supervisor of Utilities Audits .....	400
19	1	B55	Supervisor of Pay Rolls .....	325
20	2	B210	Office Assistant (part time) .....	79.50
21	3	B222	General Clerk .....	200
22	1	B222	General Clerk .....	190
23	2	B222	General Clerk .....	185
24	2	B222	General Clerk .....	175
25	1	B228	Senior Clerk .....	250
26	1	B228	Senior Clerk .....	200
26.1	1	B228	Senior Clerk .....	175
27	1	B234	Head Clerk .....	210
28	1	B234	Head Clerk .....	300
29	2	B234	Head Clerk .....	225
30	1	B234	Head Clerk .....	240
30.1	1	B237	Tax Redemption Clerk .....	200
31	1	B301	Pay Roll Machine Operator .....	190
32	3	B301	Pay Roll Machine Operator .....	175
33	3	B301	Pay Roll Machine Operator .....	165
34	2	B302	Addressing Machine Operator .....	155
34.1	1	B304	Senior Addressing Machine Operator .....	180
34.2	2	B308	<b>Key Drive Calculating Machine Operator</b> .....	155
35	1	B310b	Tabulating Numerical Key Punch Operator .....	175
36	1	B310b	Tabulating Numerical Key Punch Operator .....	155

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
37	1	B311	Bookkeeping Machine Operator .....	175
38	3	B311	Bookkeeping Machine Operator .....	165
39	1	B312	Senior Bookkeeping Machine Operator .....	185
40	1	B408	General Clerk-Stenographer .....	200
41	1	B408	General Clerk-Stenographer .....	175
42	2	B408	General Clerk-Stenographer .....	155
43	1	B417	Executive Secretary to the Controller.....	250
44	1	B460	Secretarial Telephone Operator .....	155
44.1	1	B460	Secretarial Telephone Operator (part time)	75
45	2	B512	General Clerk-Typist .....	175
45.1	4	B512	General Clerk-Typist .....	155
46	1	K6	Senior Attorney-Civil .....	400
47			Seasonal, Clerical and other Temporary Services, (as needed) at rates not in excess of Salary Standardization Schedules.	
			Field Bookkeepers or Accountants (Construction Works outside S. F.) (as needed) at rates fixed in Salary Standardization report.	

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Finally passed by the following voté:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**An Ordinance Amending Bill 192, Ordinance 186, Section 46, Department of Public Works, Bureau of Engineering, By Increasing the Number of Employments Under Item 41 from 1 to 2 B408 General Clerk-Stenographer at \$155.**

(Series of 1939)

Bill No. 344, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 46, Department of Public Works, Bureau of Engineering, by increasing the number of Employments under Item 41 from 1 to 2 B408 General Clerk-Stenographer at \$155.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 46, is hereby amended to read as follows:

**Section 46. DEPARTMENT OF PUBLIC WORKS—  
BUREAU OF ENGINEERING (Continued)**

**EMPLOYMENTS PREDICATED ON REVENUE AND BOND  
ISSUE MONEYS**

The following positions are in interdepartmental service and predicated on bond issues and the occupants have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
36	1	B222	General Clerk .....	\$ 155
37	1	B325	Blue Printer .....	215
38	1	B327	Photostat Operator .....	225
39	1	B332	Photographer .....	265
40	1	B408	General Clerk-Stenographer .....	175
41	2	B408	<b>General Clerk-Stenographer</b> .....	155
41.1	1	B512	General Clerk-Typist .....	150
42	6	F204	Civil Engineering Inspector .....	250
43	26	F204	Civil Engineering Inspector .....	225
44	1	F206	Senior Civil Engineering Inspector.....	275
45	1	F206	Senior Civil Engineering Inspector.....	250
46	1	F208	Chief Civil Engineering Inspector, Minor..	300
47	1	F210	Chief Civil Engineering Inspector, Major..	400
49	5	F252	Junior Civil Engineering Draftsman .....	160
50	1	F254	Civil Engineering Draftsman .....	250
52	7	F254	Civil Engineering Draftsman .....	200
53	5	F258	Senior Civil Engineering Draftsman.....	250
54	3	F260	Civil Engineering Designer .....	300
55	1	F260	Civil Engineering Designer .....	250
56	1	F262	Sanitary Engineering Designer .....	250
57	1	F262	Sanitary Engineering Designer .....	300
58	1	F354	Electrical Engineering Designer .....	250
58.1	1	F356	Electrical Engineering Inspector .....	225
59	4	F452	Mechanical Draftsman .....	200
60	1	F452	Mechanical Draftsman .....	225
61	6	F454	Mechanical Engineering Designer .....	250
62	1	F460	Assistant Mechanical Engineer .....	250
63	2	F552	Structural Draftsman .....	200
65	6	F604	Surveyor's Field Assistant .....	225
65.1	3	F604	Surveyor's Field Assistant .....	175
66	2	F610	Surveyor .....	250
66.1	1	F664	Traffic Engineer .....	300
67	1	L114	Engineering Chemist .....	225
69		A106	Building Inspector .....	225
71		F102	Architectural Draftsman .....	200
72		F106	Architectural Designer .....	250
73		F108	Architect .....	300
74		F352	Electrical Draftsman .....	200
75		F360	Assistant Electrical Engineer .....	250
76		F362	Electrical Engineer .....	300
77		F401	Junior Hydraulic Engineer .....	160
78		F404	Hydraulic Engineering Designer .....	250
79		F406	Assistant Hydraulic Engineer .....	250
80		F408	Hydraulic Engineer .....	300
81		F462	Mechanical Engineer .....	300
82		F554	Structural Engineer Designer .....	275
83		F558	Structural Engineer .....	275
84		B210	Office Assistant .....	85

85	B4	Bookkeeper .....	175
86	C152	Watchman .....	145
88	F351	Junior Electrical Engineer .....	160
91	M256	Mechanical Inspector .....	225
92	J4	Laborer at \$6 per day .....	
95	M252	Machinist's Helper at \$7.08 per day .....	
96	M254	Machinist at \$9 per day .....	
97	O152	Engineer of Hoisting and Portable En- gines at \$11.40 per day .....	

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shaanon, Uhl—11.

**Authorizing An Appropriation of \$11,855.51 Out of the Emergency Reserve Fund to the Credit of the Department of Public Health for the Purpose of Paying Cash Allowances to Employees of the Laguna Honda Home, San Francisco Hospital and Hassler Health Home for Laundry and Meals Not Furnished and Not Contracted for During the Month of August, 1939.**

(Series of 1939)

Bill No. 345, Ordinance No....., as follows:

Authorizing an appropriation of \$11,855.51 out of the Emergency Reserve Fund to the credit of the Department of Public Health for the purpose of paying cash allowances to employees of the Laguna Honda Home, San Francisco Hospital and Hassler Health Home for laundry and meals not furnished and not contracted for during the month of August, 1939.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$11,855.51 is hereby appropriated and set aside out of the Emergency Reserve Fund to the credit of the following Department of Public Health appropriations for the purpose of paying cash allowances to employees of the Laguna Honda Home, San Francisco Hospital and Hassler Health Home for laundry and meals not furnished and not contracted for during the month of July, 1939.

**Laguna Honda Home**

No. 951.101.00-2	Laundry Allowance ....	\$ 28.45		
No. 951.101.02-2	Laundry Allowance ....	126.37		
No. 951.102.00-2	Laundry Allowance ....	32.75	\$ 187.57	
<hr/>				
No. 951.101.00-3	Meal Allowance .....	\$ 852.70		
No. 951.101.02-3	Meal Allowance .....	848.27		
No. 951.102.00-3	Meal Allowance .....	140.00	1,841.17	\$ 2,028.74

**San Francisco Hospital**

No. 952.101.00-2	Laundry Allowance ....	\$ .46		
No. 952.101.01-2	Laundry Allowance ....	12.22		
No. 953.101.00-2	Laundry Allowance ....	49.19	Debit	
No. 953.101.02-2	Laundry Allowance ....	180.02		
No. 953.101.03-2	Laundry Allowance ....	527.08		
No. 953.101.04-2	Laundry Allowance ....	3.50		
No. 953.101.06-2	Laundry Allowance ....	3.75	Debit	
No. 953.102.00-2	Laundry Allowance ....	6.09		
No. 953.102.50-2	Laundry Allowance ....	.84	677.27	

No. 952.101.00-3	Meal Allowance	.....\$	148.83		
No. 952.101.01-3	Meal Allowance	.....	48.98		
No. 953.101.00-3	Meal Allowance	.....	474.10		
No. 953.101.02-3	Meal Allowance	.....	4,565.69		
No. 953.101.03-3	Meal Allowance	.....	3,161.12		
No. 953.101.04-3	Meal Allowance	.....	118.50		
No. 953.102.00-3	Meal Allowance	.....	274.25		
No. 953.102.50-3	Meal Allowance	.....	2.71	8,794.18	\$ 9,471.45

**Hassler Health Home**

No. 955.101.00-2	Laundry Allowance	....\$	17.50		
No. 955.101.01-2	Laundry Allowance	....	13.80		
No. 955.102.00-2	Laundry Allowance	....	5.76	37.06	
No. 955.101.00-3	Meal Allowance	.....\$	183.95		
No. 955.101.01-3	Meal Allowance	.....	110.73		
No. 955.102.00-3	Meal Allowance	.....	23.58	318.26	355.32
					\$11,855.51

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved as to Form by City Attorney.

Approved by the Mayor.

Approved as to funds available by the Controller.

*Finally Passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Reappropriating the Sum of \$1600.00 From the Surplus Existing in Appropriation 945.103.00 to the Credit of Appropriation 948.902.00 for the Installation of Conduit Beneath the Pavement on 19th Avenue from Lawton to Taraval.**

(Series of 1939)

Bill No. 346, Ordinance No....., as follows:

Reappropriating the sum of \$1600.00 from the surplus existing in Appropriation 945.103.00 to the credit of Appropriation 948.902.00 for the installation of conduit beneath the pavement on 19th Avenue from Lawton to Taraval.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1600.00 is hereby reappropriated and set aside out of the surplus existing in Appropriation 945.103.00 to the credit of Appropriation 948.902.00 for the installation of conduit beneath the pavement on 19th Avenue from Lawton to Taraval.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

*Finally Passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

## NEW BUSINESS

## Adopted

The following recommendation of Finance Committee was taken up:

## Refunds of Erroneous Payments of Taxes

(Series of 1939)

Resolution No....., as follows:

Resolved, That the following amount be and is hereby authorized to be paid to the following, being refund of an erroneous payment, as follows:

## FROM DUPLICATE TAX FUND—APPROPRIATION 905.

1. Northern Counties Title Insurance Company, per Vol. 18, Bill 2001, Lot 2 N, Block 2451, both installments, Fiscal Year 1938 .....\$60.60
2. Home Owners' Loan Corporation, per Vol. 32, Bill 988, Lot 19, Block 5341, both installments, Fiscal Year 1938..... 34.34

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

## Passage for Second Reading

The following recommendations of the Finance Committee were taken up:

Authorizing Conveyance of Certain Land to the City Title Insurance Company in Exchange for Certain Other Land Required for the Proposed McLaren Park.

(Series of 1939)

Bill No. 357, Ordinance No....., as follows:

Authorizing conveyance of certain land to the City Title Insurance Company in exchange for certain other land required for the proposed McLaren Park.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to Section 92 of the Charter of the City and County of San Francisco, the Director of Property, in lieu of sale, is hereby authorized and directed to arrange for trading certain City owned lands hereinafter referred to as Parcels "A," "B" and "C" to CITY TITLE INSURANCE COMPANY, in exchange for certain real property hereinafter referred to as Parcels 1 and 2.

Section 2. Said Parcels "A," "B" and "C" are portions of those certain lands described in Ordinances Nos. 206 and 284, Series of 1939, which lands were proposed to be sold under the provisions of said ordinances.

Section 3. All of said parcels are situated in the City and County of San Francisco, State of California, and are particularly described as follows:

## PARCEL A:

COMMENCING at a point on the southwesterly line of Hamilton Street, distant thereon 100 feet southeasterly from the southeasterly line of Woolsey Street; running thence southeasterly along the southwesterly line of Hamilton Street 33 feet 4 inches; thence at a right



angle southwesterly 120 feet; thence at a right angle northwesterly 33 feet 4 inches; thence at a right angle northeasterly 120 feet to the point of commencement.

BEING a portion of University Mound Tract Survey Block No. 44.

**PARCEL B:**

COMMENCING at a point on the southeasterly line of Woolsey Street, distant thereon 30 feet northeasterly from the northeasterly line of Hamilton Street; running thence northeasterly along the southeasterly line of Woolsey Street 30 feet; thence at a right angle southeasterly 100 feet; thence at a right angle southwesterly 30 feet; thence at a right angle northwesterly 100 feet to the point of commencement.

BEING a portion of Block No. 1, Paul Tract Homestead Association.

**PARCEL C:**

COMMENCING at a point on the southeasterly line of Woolsey Street, distant thereon 60 feet northeasterly from the northeasterly line of Hamilton Street; running thence northeasterly along the southeasterly line of Woolsey Street 30 feet; thence at a right angle southeasterly 100 feet; thence at a right angle southwesterly 30 feet; thence at a right angle northwesterly 100 feet to the point of commencement.

BEING a portion of Block No. 1, Paul Tract Homestead Association.

**PARCEL 1:**

COMMENCING at a point on the northeasterly line of Knox Street, distant thereon 125 feet southeasterly from the southeasterly line of Burrows Street; running thence southeasterly along the northeasterly line of Knox Street 25 feet; thence at a right angle northeasterly 120 feet; thence at a right angle northwesterly 25 feet; thence at a right angle southwesterly 120 feet to the point of commencement.

BEING a portion of Block No. 155, University Extension Homestead Association.

**PARCEL 2:**

COMMENCING at a point on the northeasterly line of Harvard Street, distant thereon 125 feet southeasterly from the southeasterly line of Wayland Street; running thence southeasterly along the northeasterly line of Harvard Street, 125 feet; thence at a right angle northeasterly 120 feet; thence at a right angle southeasterly 50 feet; thence at a right angle northeasterly 120 feet to a point on the southwesterly line of Oxford Street, distant thereon 100 feet northwesterly from the northwesterly line of Woolsey Street; thence northwesterly along the southwesterly line of Oxford Street 100 feet; thence at a right angle southwesterly 120 feet; thence at a right angle northwesterly 75 feet; thence at a right angle southwesterly 120 feet to the point of commencement.

BEING a portion of Block No. 105, University Mound Survey.

Section 3. The Director of Property has made an appraisal of said real property and estimates the value of Parcels "A," "B" and "C" to be equal to the value of Parcels 1 and 2.

Section 4. The Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute the necessary deed for the conveyance of Parcels "A," "B" and "C" to the CITY TITLE INSURANCE COMPANY, or its assignee. The Director of Property shall deliver said deed to the Grantee upon receipt of the necessary deed to Parcels 1 and 2, and shall record the latter deed.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Salary Ordinance Amendment to Provide for Two New Employments of Court Room Clerks at \$200 per Month.**

(Series of 1939)

Bill No. 358, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 34, (Department of Finance and Records—County Clerk), by increasing the number of employments under Item 1 from 18 to 20 B152 Court Room Clerk at \$200.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 34, is hereby amended to read as follows:

**Section 34. DEPARTMENT OF FINANCE AND RECORDS—  
COUNTY CLERK**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	20	B152	Courtroom Clerk .....	\$ 200
1.1	1	B154	Criminal Law Clerk.....	200
2	1	B156	Senior Criminal Law Clerk.....	220
3	1	B160	Civil Law Clerk .....	250
4	7	B160	Civil Law Clerk .....	200
5	1	B161	Cashier, County Clerk's Office.....	220
6	2	B164	Senior Civil Law Clerk.....	265
6.1	2	B164	Senior Civil Law Clerk.....	220
7	1	D168	Chief Clerk—County Clerk's Office.....	300
8	1	B169	County Clerk .....	500
9	8	B222	General Clerk .....	200
10	1	B222	General Clerk .....	175
12	1	B408	General Clerk-Stenographer .....	200
13	5	B512	General Clerk-Typist .....	200

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Salary Ordinance Amendment, to Provide for Two New Employments of Bailiff, at \$197 per Month.**

(Series of 1939)

Bill No. 359, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 9, (Sheriff) by increasing the number of employments under Item 16 from 27 to 29 D2 Bailiff at \$197.00 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 9, is hereby amended to read as follows:

## Section 9. SHERIFF

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1		Sheriff .....	\$ 666.66
2	1	B4	Bookkeeper .....	175
3	1	B84	Under Sheriff .....	300
4	1	B98	Confidential Secretary to Sheriff (exempt Sec. 32) .....	275
5	1	B222	General Clerk .....	250
6	2	B222	General Clerk .....	215
7	2	B222	General Clerk .....	155
8	1	B234	Head Clerk .....	250
9	1	B362	Produce Buyer and Storekeeper .....	215
10	1	B408	General Clerk-Stenographer .....	185
11	2	B512	General Clerk-Typist .....	175
12	1	C52	Elevator Operator .....	155
12.1	1	C52	Elevator Operator .....	145
13	4	C154	Keeper .....	160
13.1	1	C154	Keeper .....	155
13.2	2	C154	Keeper .....	145
14	1	C156	Head Keeper .....	200
16	29	D2	Bailiff .....	197
17	4	D3	Woman Bailiff .....	170
18	1	D5	Detention Hospital Bailiff .....	220
19	3	D52	Jail Matron .....	197
20	3	D52	Jail Matron .....	190
21-	2	D52	Jail Matron .....	180
21.1	2	D52	Jail Matron .....	170
22	2	D54	Head Jail Matron .....	210
23	9	D60	Jailer .....	197
24	5	D60	Jailer .....	190
25	3	D60	Jailer .....	180
26	7	D60	Jailer .....	170
27	1	D60	Jailer .....	225
28	6	D64	Captain of Watch .....	210
29	2	D66	Superintendent of Jail .....	275
30	8	D102	Writ Server .....	220
30.1	1	D102	Writ Server .....	215
31	1	D102	Writ Server .....	197
32	1	I12	Cook .....	195
33	1	I14	Junior Chef .....	182
34	1	K6	Senior Attorney, Civil (part time) .....	200
35	1	L360	Physician (Deduct for B. L. & R.) .....	335
36	1	O1	Chauffeur .....	180
37	1	O52	Farmer .....	200
38	1	O52	Farmer .....	145
38.1	1	O52	Farmer .....	135
39	3	O168	Engineer of Stationary Steam Engines.... Seasonal, Clerical and other temporary services as needed, at rates not in ex- cess of salary standardization sched- ules.	220

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

Passed for second reading by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

An Ordinance Amending Bill 192, Ordinance 186, Section 54a, (Department of Public Health—Central Office), by adding Item 47.2, One 1204 Porter at \$85.00 per Month, and by Adding Item 49.1, One L54 Assistant Bacteriologist at \$140 per Month. (Series of 1939)

Bill No. 360, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 54a, (Department of Public Health—Central Office), by adding Item 47.2, one 1204 Porter at \$85.00 per month, and by adding Item 49.1, one L54 Assistant Bacteriologist at \$140 per month, an emergency ordinance effective as of October 4, 1939.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 54a, is hereby amended to read as follows:

Section 54a. **DEPARTMENT OF PUBLIC HEALTH—**

#### **CENTRAL OFFICE STATISTICS (Continued)**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
17	1	B222	General Clerk .....	\$ 190
18	1	B222	General Clerk .....	185
19	1	B228	Senior Clerk .....	190
20	2	B238	Hospital Statistician .....	190
21	1	B408	General Clerk-Stenographer .....	190
22	1	B408	General Clerk-Stenographer .....	125

#### **MEAT INSPECTION**

23	8	N56	Market Inspector .....	175
24	7	N56	Market Inspector .....	200
25	1	N58	Chief Market Inspector .....	225
26	7	N60	Abattoir Inspector .....	200
27	2	N62	Veterinarian .....	201
28	7	N62	Veterinarian .....	200
28.1	1	N63	Chief Abattoir Inspector .....	201

#### **COMMUNICABLE DISEASES**

29	2	B408	General Clerk-Stenographer .....	125
29.1	3	B408	General Clerk-Stenographer (part time) .....	79.50
30	3	J74	Rat Catcher .....	115
30.1	3	J74	Rat Catcher .....	110
31	4	L370	Epidemiologist (part time) .....	225
32	1	L371	Director, Bureau of Communicable Diseases (part time) .....	350
32	1	P60	Supervising Nurse, Bureau of Communicable Diseases .....	165

#### **SYPHILIS UNIT**

34	1	B408	General Clerk-Stenographer .....	155
35	1	P102	Registered Nurse .....	135
36	1	L360	Physician .....	150

#### **CLINICS**

##### **Diagnostic Center**

37	2	L360	Physician (part time) .....	150
38	1	L364	Pediatrician (part time) .....	100
39	1	P52	Field Nurse .....	165

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
<b>Howard Street Venereal Disease Clinic</b>				
39.1	1	L360	Physician .....	325
39.2	2	L360	Physician (part time) .....	150
39.3	1	P102	Registered Nurse .....	135
39.4	1	P52	Field Nurse .....	165
39.5	1	B408	General Clerk-Stenographer .....	125
39.6	1	I116	Orderly .....	85
<b>Bureau of Mental Hygiene</b>				
40	1	B408	General Clerk-Stenographer (part time) .....	75
41	1	L404	Psychologist .....	175
42	4	L404	Psychologist .....	150
43	1	L404	Psychologist (part time) .....	75
44	1	L408	Psychiatrist (part time) .....	200
45	1	L408	Psychiatrist (part time) .....	150
<b>BACTERIOLOGICAL LABORATORY</b>				
46	1	B222	General Clerk .....	190
47	1	C102	Janitress .....	75
47.1	1	I204	Porter .....	90
47.2	1	I204	Porter .....	85
48	1	L52	Bacteriological Laboratory Technician (part time) .....	79.50
49	2	L52	Bacteriological Laboratory Technician .....	125
49.1	1	L54	Assistant Bacteriologist .....	140
50	1	L56	Bacteriologist .....	225
51	3	L56	Bacteriologist .....	175
52	1	L58	Director of Laboratories .....	275
53	1	L60	Bacteriological Milk Inspector .....	250
54	1	L64	Consultant, Bacteriologist (part time) ....	75

Approved by Civil Service Commission.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

### Reference to Mayor

The following recommendations of the Finance Committee were taken up:

#### Amending Salary Ordinance, Increasing Salaries of Cost of Maintenance, and Then Providing for Reduction of Maintenance

(Series of 1939)

Bill No. 361, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 59, (Department of Public Health—San Francisco Hospital), by changing the salary under Item 41, one L2 Assistant Superintendent, from \$275 to \$310 and providing deduction for maintenance; by changing the salary under Item 45, two L156 Dentist (part time) from \$50 to \$62, and providing deduction for maintenance; and by changing the salary under Item 62, two L357 Resident Physician from \$100 to \$125, and providing deduction for maintenance effective July 1, 1939.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 59 is hereby amended to read as follows:

**Section 59. DEPARTMENT OF PUBLIC HEALTH—  
SAN FRANCISCO HOSPITAL (Continued)**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
41	1	L2	<b>Assistant Superintendent</b> (deduct B. R. & L.).....	310
42	1	L6	Superintendent (deduct \$150 full family maintenance) .....	733.33
43	1	L70	Physio-Therapist (part time) .....	100
44	2	L72	Electro-Cardiograph Technician (part time) .....	75
45	2	L156	<b>Dentist</b> (part time) (deduct B.).....	62
46	4	L202	Dietitian (deduct for R. & L.).....	137.50
47	1	L206	Chief Dietitian .....	175
48	1	L304	Pharmacist .....	225
49	1	L304	Pharmacist .....	200
50	2	L304	Pharmacist .....	190
51	1	L306	Senior Pharmacist .....	250
52	42	L352	Interne (deduct for B.R. & L.).....	32
53	22	L354	House Officer (deduct for B.R. & L.).....	47
53.1	2	L356	Senior House Officer (deduct for B.R.&L.) .....	72
54	7	L356	Senior House Officer (deduct for B.R.&L.) .....	59.50
55	2	L360	Physician (part time) .....	75
56	3	L357	Resident Physician (deduct for B.R.&L.) .....	135
57	1	L360	Physician .....	175
58	1	L452	X-Ray Technician (deduct for B.R.&L.) (part time) .....	79.50
59	6	L452	X-Ray Technician (deduct for B. R. & L.) .....	135
60	1	L456	Senior X-Ray Technician (deduct for B. R. & L.).....	210
62	2	L357	<b>Resident Physician</b> (deduct for B. & L.) .....	125
63	1	M255	Bracemaker .....	77.50
63.1	1	O58	Gardener (deduct for B. R. & L.).....	87.50
64	1	O60	Head Gardener (deduct for R.).....	150
65	4	O166	Fireman, Stationary Steam Engines.....	185
66	4	O168	Engineer, Stationary Steam Engines.....	220
67	1	O172	Chief Engineer, Stationary Steam Engines (deduct for R.) .....	300

Approved by Civil Service Commission.

Approved as to Form by the City Attorney.

*On motion by Supervisor Uhl, the foregoing Bill was referred to His Honor, the Mayor, for his approval.*

**An Ordinance Amending Bill 192, Ordinance 186, Section 43, (Department of Public Works—Bureau of Building Repair) by Changing Class Number and Class Title Under Item 13 from A252 Glazier to A253 Sub-foreman Glazier at \$9.50 per Day.**

(Series of 1939)

Bill No. 362, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 43, (Department of Public Works—Bureau of Building Repair) by changing



class number and class title under Item 13 from A252 Glazier to A253 Sub-foreman Glazier at \$9.50 per day.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 43, is hereby amended to read as follows:

Section 43. DEPARTMENT OF PUBLIC WORKS—  
BUREAU OF BUILDING REPAIR

Employments as required on miscellaneous repair of public buildings, including schools, as provided in Section 95 of the Charter. Number of employments is enumerated wherever the employee has attained permanent civil service tenure in this department. The employments are not established as continuing positions but "as needed" when the services are required and the funds are provided.

INTERDEPARTMENTAL

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1		A56	Bricklayer .....	day \$ 12
3		A58	Marble Setter's Helper .....	day 6
4		A60	Marble Setter .....	day 10
5	1	A62	Tile Setter .....	day 10
5.1	1	A152	Hodcarrier .....	day 10
6	21	A154	Carpenter .....	day 9
7		A158	Sub-Foreman Carpenter .....	day 9.50
7.1	1	A160	Foreman Carpenter, D.P.W. ....	day 10
10	10	A202	Cement Finisher Helper .....	day 8
11	5	A204	Cement Finisher .....	day 9
12	3	A252	Glazier .....	day 8.80
13	1	A253	Sub-Foreman Glazier .....	day 9.50
14	1	A302	Locksmith .....	day 9
15	1	A302	Locksmith .....	per month 200
16	31	A354	Painter .....	day 9.75
16.1	3	A357	Foreman Painter .....	day 11
17		A380	Paper Hanger .....	day 10
18	1	A392	Plasterer .....	day 12
18.1		A396	Lather .....	day 10
19	25	A404	Plumber .....	day 10
20	12	A456	Sheet Metal Worker .....	day 10
21	1	A456	Sub-Foreman Sheet Metal Worker ..	day 10.50
22	10	A504	Steamfitter .....	day 10
23	1	A551	Apprentice .....	day 7
24	1	A551	Apprentice .....	day 6.50
24.1	1	A600	Roofer .....	day 9.68
25	1	B222	General Clerk .....	day 7
26	1	C152	Watchman .....	per month 145
27	1	C202	Window Cleaner .....	per month 155
28	1	E108	Electrician .....	per month 225
29	8	E108	Electrician .....	day 10
30	1	J4	Laborer .....	day 6
Teams and trucks at rates established by purchaser's contract.				

Approved by the Civil Service Commission.

Approved as to Form by the City Attorney.

*On motion by Supervisor Uhl, the foregoing Bill was referred to his Honor, the Mayor, for his approval.*

## Passage for Second Reading

The following recommendations of the Finance Committee were taken up:

Reappropriating \$600 Out of the Surplus Existing in Appropriation No. 956.101.00 to the Credit of Appropriation No. 956.-101.00, creating the Position of One B454—Telephone Operator (Part Time) at \$75 per Month in the Public Welfare Department, and Providing the Compensation Therefor for the Period November 1, 1939 to June 30, 1940.

(Series of 1939)

Bill No. 363, Ordinance No....., as follows:

Reappropriating \$600 out of the surplus existing in Appropriation No. 956.101.00 to the credit of Appropriation No. 956.101.00, creating the position of one B454—Telephone Operator (part time) at \$75 per month in the Public Welfare Department, and providing the compensation therefor for the period November 1, 1939 to June 30, 1940.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$600 is hereby appropriated out of the surplus existing in Appropriation No. 956.101.00 to the credit of Appropriation No. 956.101.00 to provide funds for the compensation of one B454—Telephone Operator (part time) at \$75 per month in the Public Welfare Department for the period November 1, 1939 to June 30, 1940.

Section 2. The position of one B454 Telephone Operator (part time) at \$75 per month in the Public Welfare Department is hereby created.

Recommended by the Director of Public Welfare.

Approved by the Public Welfare Commission.

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

Approved as to Funds Available by the Controller.

Approved by the Mayor.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

An Ordinance Amending Bill 192, Ordinance 186, Section 66, (Public Welfare Department), by Adding Item 12.1, one B454 Telephone Operator, (Part Time) at \$75.00 per Month.

(Series of 1939)

Bill No. 364, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 66, (Public Welfare Department), by adding Item 12.1, one B454 Telephone Operator, (part time) at \$75.00 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 66, is hereby amended to read as follows:

## Section 66. PUBLIC WELFARE DEPARTMENT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	2	B4	Bookkeeper .....	\$ 175
2	1	B14	Senior Accountant .....	275
3	1	B210	Office Assistant .....	85
4	7	B222	General Clerk .....	150
5	1	B228	Senior Clerk .....	200
6	1	B239	Statistician .....	180
7	48	B408	General Clerk-Stenographer .....	150
8	1	B408	General Clerk-Stenographer .....	160
9	1	B408	General Clerk-Stenographer .....	175
10	1	B408	General Clerk-Stenographer .....	185
11	2	B412	Senior Clerk-Stenographer .....	175
11.1	1	B419½	Secretary, Public Welfare Commission ..	200
12	2	B454	Telephone Operator .....	150
12.1	1	B454	Telephone Operator (part time) .....	75
13	1	B510	Braille Typist .....	150
14	23	B512	General Clerk-Typist .....	150
15	1	L360	Physician .....	150
16	66	T152	Junior Social Service Investigator.....	150
17	1	T152	Junior Social Service Investigator.....	155
18	6	T152	Junior Social Service Investigator.....	165
19	30	T156	Social Service Investigator .....	150
20	7	T156	Social Service investigator .....	180
21	1	T158	Supervisor of Inquiries .....	180
22	3	T160	Senior Social Service Investigator .....	200
23	1	T160	Senior Social Service Investigator .....	215
24	3	T161	Case Supervisor .....	225
25	1	T161	Case Supervisor .....	200
26	1	T165	Social Service Director .....	300
27	1	T163	Director of Public Welfare .....	500
28	1	T165	Social Service Director .....	250

Seasonal, Clerical and other Temporary services (as needed) at rates not in excess of Salary Standardization Schedules.

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

## Reference to Chief Administrative Officer

The following recommendation of the Finance Committee was taken up:

An Ordinance Amending Bill 192, Ordinance 186, Section 46. (Department of Public Works—Bureau of Engineering) by Increasing the Number of Employments Under Item 49 from 5 to 7 F252 Junior Civil Engineering Draftsman at \$160. (Series of 1939)

Bill No. 365, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 46, (Department of Public Works—Bureau of Engineering) by increasing the number of employments under Item 49 from 5 to 7 F252 Junior Civil Engineering Draftsman at \$160.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 46, is hereby amended to read as follows:

Section 46. **DEPARTMENT OF PUBLIC WORKS—  
DEPARTMENT OF ENGINEERING** (Continued)

**EMPLOYMENTS PREDICATED ON REVENUE AND BOND ISSUE  
MONEYS.**

The following positions are in interdepartmental service and predicated on bond issues and the occupants have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
36	1	B222	General Clerk .....	\$ 155
37	1	B325	Blue Printer .....	215
38	1	B327	Photostat Operator .....	225
39	1	B332	Photographer .....	265
40	1	B408	General Clerk-Stenographer .....	175
41	2	B408	General Clerk-Stenographer .....	155
41.1	1	B512	General Clerk-Typist .....	150
42	6	F204	Civil Engineering Inspector .....	250
43	26	F204	Civil Engineering Inspector .....	225
44	1	F206	Senior Civil Engineering Inspector.....	275
45	1	F206	Senior Civil Engineering Inspector.....	250
46	1	F208	Chief Civil Engineering Inspector, Minor..	300
47	1	F210	Chief Civil Engineering Inspector, Major..	400
49	1	F252	Junior Civil Engineering Draftsman.....	160
50	1	F254	Civil Engineering Draftsman .....	250
52	7	F254	Civil Engineering Draftsman .....	200
53	5	F258	Senior Civil Engineering Draftsman.....	250
54	3	F260	Civil Engineering Designer .....	300
55	1	F260	Civil Engineering Designer .....	250
56	1	F262	Sanitary Engineering Designer .....	250
57	1	F262	Sanitary Engineering Designer .....	300
58	1	F354	Electrical Engineering Designer .....	250
58.1	1	F356	Electrical Engineering Inspector .....	225
59	4	F452	Mechanical Draftsman .....	200
60	1	F452	Mechanical Draftsman .....	225
61	6	F454	Mechanical Engineering Designer .....	250
62	1	F460	Assistant Mechanical Engineer .....	250
63	2	F552	Structural Draftsman .....	200
65	6	F604	Surveyor's Field Assistant .....	225
65.1	3	F604	Surveyor's Field Assistant .....	175
66	2	F610	Surveyor .....	250
66.1	1	F664	Traffic Engineer .....	300
67	1	L114	Engineering Chemist .....	225
69		A106	Building Inspector .....	225
71		F102	Architectural Draftsman .....	200
72		F106	Architectural Designer .....	250
73		F108	Architect .....	300

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
74		F352	Electrical Draftsman .....	200
75		F360	Assistant Electrical Engineer .....	250
76		F362	Electrical Engineer .....	300
77		F401	Junior Hydraulic Engineer .....	160
78		F404	Hydraulic Engineering Designer .....	250
79		F406	Assistant Hydraulic Engineer .....	250
80		F408	Hydraulic Engineer .....	300
81		F462	Mechanical Engineer .....	300
82		F554	Structural Engineer Designer .....	275
83		F558	Structural Engineer .....	275
84		B210	Office Assistant .....	85
85		B4	Bookkeeper .....	175
86		C152	Watchman .....	145
88		F351	Junior Electrical Engineer .....	160
91		M256	Mechanical Inspector .....	225
92		J4	Laborer at \$6 per day .....	
95		M252	Machinist's Helper at \$7.08 per day .....	
96		M254	Machinist at \$9 per day .....	
97		O152	Engineer of Hoisting and Portable Engines at \$11.40 per day .....	

Approved by Civil Service Commission.

Approved as to form by the City Attorney.

*On motion by Supervisor Uhl, the foregoing Bill was referred to the Chief Administrative Officer for his approval.*

#### Re-referred to Committee

The following recommendation of the Finance Committee was taken up:

Amending Section 139 of Part III of the Municipal Code of the City and County of San Francisco, Relating to the Licensing of Shooting Galleries by Reducing the Amount of the License Fee for Shooting Galleries Maintained or Conducted Otherwise Than for Profit to Twelve Dollars (\$12) per Annum.

(Series of 1939)

Bill No. 366, Ordinance No....., as follows:

Amending Section 139 of Part III of the Municipal Code of the City and County of San Francisco, relating to the licensing of shooting galleries by reducing the amount of the license fee for shooting galleries maintained or conducted otherwise than for profit to twelve dollars (\$12.00) per annum.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 139 of Part III of the Municipal Code of the City and County of San Francisco is hereby amended to read as follows:

"Section 139. SHOOTING GALLERIES. Every person, firm or corporation, club or association engaged in the business of maintaining or conducting a shooting gallery or range for profit, shall pay a license

fee of Fifteen (\$15.00) Dollars per quarter for each gallery so maintained or conducted, and for each shooting gallery or range maintained or conducted otherwise than for profit, a license fee of Twelve (\$12.00) Dollars per annum.

"The licenses herein provided are exclusive of any powder license which now is or hereafter may be required by law."

Approved as to Form by the City Attorney.

*On motion by Supervisor Roncovieri, pursuant to information offered by Supervisor Meyer that there are at least four private, non-profit operated shooting galleries that are not now paying any license fees, the foregoing matter was re-referred to Finance Committee.*

### Consideration Postponed

The following recommendation of the Finance Committee was taken up:

**Granting Franchise to Pacific Auxilliary Fire Alarm Company to Permit Connection of its Fire Alarm Devices With Street Fire Alarm Boxes.**

(Series of 1939)

Bill No. 367, Ordinance No....., Code No....., as follows:

An ordinance granting to Pacific Auxilliary Fire Alarm Company, its successors and assigns, the right to erect, install, construct, lay down and maintain poles, conduits, wires, cables, conductors and other appliances and equipment in, under and across the streets, alleys, avenues, thoroughfares and other public places in the City and County of San Francisco for the operation of a general system or systems for the transmission of fire signals and alarms and in connection with and in relation to the same the right to connect its fire alarm devices with the street fire alarm boxes of the said City and County of San Francisco.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby granted to PACIFIC AUXILIARY FIRE ALARM COMPANY, a corporation, its successors and assigns, the right and privilege, for the period hereinafter specified, to erect, install, construct, lay down and maintain poles, conduits, wires, cables, conductors and other appliances and equipment in, under and across the streets, alleys, avenues, thoroughfares and other public places in the City and County of San Francisco, for the operation of a general system or systems for the transmission of fire signals and fire alarms, and in connection therewith and in relation thereto the right to connect its fire alarm devices with the street fire alarm boxes of the City and County of San Francisco, the said connection to be made in a manner not to interfere with the efficiency of said fire alarm boxes as now, or from time to time hereafter, established, and to be under the supervision and to the satisfaction and approval, and subject to the control, of the several departments of the City and County of San Francisco having jurisdiction over the same.

Section 2. Nothing in this Ordinance shall be so construed as in any wise to prevent the proper authorities of the City and County of San Francisco from renewing, repairing, replacing or changing any of the street fire alarm boxes in said City and County, but all such work shall be done, if possible, so as not to obstruct or injure or prevent the free use of said fire alarm devices, provided that if at any time the fire alarm devices of said Pacific Auxilliary Fire Alarm Company shall interfere with the proper working of the street fire



alarm boxes of the City and County of San Francisco the same may be disconnected from any or all of the boxes of said system.

Section 3. The grantee of this franchise and privilege, its successors and assigns, shall, during the life of this franchise continue to furnish, free of charge, to said City and County of San Francisco such fire alarm devices or auxiliary fire alarm boxes as are now maintained by said Company in the De Young Museum in Golden Gate Park, in the Legion of Honor, and in such School Buildings of said City and County as are now equipped with devices or boxes of said Company, and shall also, during the life of this franchise, maintain, free of charge, such of its devices or boxes to a number not exceeding fifty as may be determined by the Mayor and Board of Supervisors of said City and County, in such other School Buildings of said City and County as said Mayor and Board of Supervisors may direct, the expense of installation of said devices or boxes in such other School Buildings to be borne by said City and County.

Section 4. The provisions of this franchise and all rights, obligations and duties hereunder shall inure to and be binding upon the grantee, its successors and assigns.

Section 5. The grantee shall file a written acceptance of this franchise and an agreement to comply with the terms and conditions herein set forth with the Clerk of the Board of Supervisors of the City and County of San Francisco within thirty days after the date that the Ordinance granting this franchise becomes effective.

Section 6. The rights and privileges and franchise hereby granted shall continue and be in force for a period of twenty-five (25) years from and after the effective date of this franchise.

Approved as to Form by the City Attorney.

*On motion by Supervisor Colman, consideration of the foregoing matter was postponed until October 16, 1939.*

### Consideration Postponed

### Creating Co-ordinating Work Relief Commission

(Series of 1939)

Bill No. 368, Ordinance No. ...., as follows:

Creating a commission to be known as the Work Relief Co-ordinating Commission for the purpose of co-ordinating the work of all departments of the City and County of San Francisco in so far as work relief projects are concerned and to formulate a Works Progress Administration program and to cause the same to be properly sponsored, managed and executed to the end that unemployed persons in the City and County of San Francisco may be afforded employment on relief projects.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby created a Work Relief Co-ordinating Commission to be appointed by the Mayor. Said Commission shall consist of the President of the Board of Supervisors, the Chief Administrative Officer, the Controller, the Manager of Utilities, the City Attorney and the Director of Public Welfare.

Section 2. All members of said Commission shall serve without compensation except insofar as compensation is provided for other official positions which said persons may hold, and each of said persons shall continue to be a member of said Commission as long as he holds the official position from which he was appointed; and when any one

of said persons named shall cease to hold his official position he shall cease to be a member of said Commission and the Mayor shall appoint his official successor to said Commission. The Mayor shall be an ex-officio member of said Commission.

Section 3. It shall be the duty of said Commission to co-ordinate the work of all departments of the municipal government of the City and County of San Francisco insofar as work relief projects are concerned and to formulate a works progress administration program and to cause the same to be properly sponsored, managed and executed to the end that unemployed persons in the City and County of San Francisco may be afforded employment on relief projects at such kind and character of work as may be suitable to their respective stations in life. Said Commission shall forthwith investigate all possible work relief projects and select those which are best suited to meet the needs of the unemployed and to recommend to the Mayor that those projects selected be undertaken by the City and County of San Francisco and that the necessary funds be provided therefor. Said Commission shall, to the fullest extent, co-operate with the several departments and officials to the end that all projects for which funds have been made available may be properly managed, operated and concluded. Said Commission shall meet at least once a month and the meetings thereof shall be open to the public.

Section 4. Said Commission, pursuant to the provisions of Subdivision 14 of Section 19 of the Charter, shall appoint a secretary who shall not be subject to the civil service provisions of the Charter and who shall hold office at the pleasure of the Commission; said secretary shall be the administrative head of said Commission and shall have all the powers and duties of a department head as provided in Section 20 of the Charter; said administrative head shall, with the approval of the Commission and the approval of the Board of Supervisors and in accordance with the civil service and budgetary provisions of the Charter, appoint such additional employees as may be necessary to conduct the affairs of said Commission. The compensation of the secretary shall be fixed in accordance with the fiscal and budgetary provisions of the Charter.

Section 5. Said Commission shall have full power and authority to adopt such rules and regulations, not in conflict with the provisions of the Charter or the ordinances of the Board of Supervisors, as may be necessary for the conduct of its work.

Section 6. Pursuant to the provisions of Section 9 of the Charter, the Board of Supervisors does, by this ordinance, create the Work Relief Co-ordinating Commission which is hereby placed under the Chief Administrative Officer, and the Board of Supervisors does hereby confer upon the Mayor of the City and County of San Francisco full power and authority to appoint the members of said Commission.

Approved as to Form by the City Attorney.

*On motion by Supervisor Shannon consideration of the foregoing Bill was postponed until October 16, 1939.*

#### Passage for Second Reading

The following recommendation of the Finance Committee was taken up:

**Amending San Francisco Municipal Code to Provide Annual License Fee for Employment Offices, of \$12.00.**

(Series of 1939)

Bill No. 369, Ordinance No....., as follows:

Amending San Francisco Municipal Code, Part III, Article 2. Section

113, to provide an annual license fee for employment offices, of twelve (\$12.00) dollars, effective January 1, 1940.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Part III, Article 2, Section 113, San Francisco Municipal Code, is hereby amended to read as follows:

Section 113. *Employment Offices.* Every person, firm or corporation maintaining or conducting an intelligence office shall pay a license fee of Twelve (\$12.00) Dollars per annum.

Section 2. This ordinance shall become effective January 1, 1940.

Approved as to Form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

### Improvement of Traffic Conditions on Polk Street

The following recommendation of the Fire, Safety and Police Committee was taken up:

Regarding improved traffic conditions on Polk, Larkin and Ninth where Market Street buses are operating, the committee offers the following suggestions:

1. That the Police Department under whom the jurisdiction of traffic matters rests under the charter, kindly inform the Board of Supervisors why it would not be desirable to remove the buttons on Polk, Larkin and Ninth Streets and in place of same, paint the safety zone white.

2. That the buses shall make only skip stops for loading and unloading passengers at every other street north of Market and that a sign be erected with the words "Bus Stop." Curb painted red in order that the space may be reserved for buses.

The foregoing matter, consideration of which was temporarily postponed, was subsequently during the proceedings again taken up.

### Discussion

Supervisor McGowan, Chairman of the Committee on Fire, Safety and Police, in discussing the foregoing matter, stated that the committee recognized the impossibility of removing the safety zones on Polk Street while street cars are being operated on that street. He called attention to the efforts of the Committee to have the Chief of Police, or representative from the Police Department attend meetings of the Committee, and the impossibility of the Committee's functioning properly because of the failure of the Chief of Police, or his representative, to attend meetings when requested, and moved, that the Board of Supervisors invoke Section 21 of the Charter and subpoena the Chief of Police to be in attendance at a meeting of the Committee on Wednesday, October 11, 1939, at 3 P. M.

Supervisor Colman, in discussing the motion, stated he did not think it necessary or advisable to subpoena the Chief of Police to attend a meeting of the committee, and expressed confidence that the Chief of Police would attend meetings, if possible, or furnish any necessary information to enable the committee to function.

### Amendment to Motion

Whereupon, Supervisor Brown expressed dislike for taking any drastic action, and moved, seconded by Supervisor Ratto, that the Board of Supervisors, through the Clerk, request the Chief to appear before the Committee at its meeting on Wednesday, October 11, 1939.

### Discussion

Supervisor McGowan announced he was opposed to the amendment proposed, stating the Committee had sent the Chief of Police four letters, requesting him to attend committee meetings, and he had talked to him over the telephone. He felt that to be sufficient notice, and believed the Chief should be subpoenaed to attend meetings, since he had ignored so many requests.

### Motion Carried

Thereupon, the roll was called and the motion by Supervisor Brown, that the Board of Supervisors, through the Clerk, request the Chief to appear before the Committee on Fire, Safety and Police, at its meeting on Wednesday, October 11, 1939, was carried by the following vote:

Ayes: Supervisors Brown, Colman, Mead, Meyer, Ratto, Roncovieri, Shannon—7.

Noes: Supervisors McGowan, McSheehy, Uhl—3.

Absent: Supervisor Schmidt—1.

### Indefinitely Postponed

The following matter, called out from committee by Supervisor McGowan, was taken up:

### Reduction of Rates of Admission to Exposition

(Series of 1939)

Resolution No. ...., as follows:

Whereas, The Golden Gate International Exposition has established an admission rate of 25 cents for children up to the age of 12, and 50 cents for adults; and

Whereas, Many families are unable to afford the cost of visiting the Exposition because of the present admission rates, in addition to transportation costs to reach Treasure Island from the mainland; and

Whereas, The public and private schools of San Francisco will soon close for the summer vacation; and

Whereas, All children should have an opportunity to attend the Exposition at popular rates and to visit the many scientific, industrial, art and cultural and other exhibits of interest to them as part of their education; and

Whereas, All citizens of San Francisco and other visitors to our City should likewise have the opportunity to visit the Exposition at the least possible expense; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco hereby goes on record favoring a five-cent admission rate at all times for children under the age of 12 years to the Golden Gate International Exposition; frequent designation of "Dime Days" when the admission rate to the Exposition for adults shall be ten cents; and also a reduction in the regular 50-cent admission for adults; and be it

Further Resolved, That a Committee of three members of said Board of Supervisors be appointed by the President of the Board to confer with the Board of Management of the Exposition to take up this matter of lowering admission rates at the earliest possible date.

### Discussion

Supervisor McGowan, in discussing the foregoing resolution, which he had called out from committee, reminded the Board of the presen-

tation of the Resolution several months previously, its reference to committee and the failure of the committee to act thereon. He stated further that he felt the attendance at the Exposition on Sunday, October 8, 1939, under the reduced admission charges made possible by the Safeway Company, demonstrated the truth of his belief that reduction of cost of attendance would enable thousands of citizens who had been unable heretofore to attend, to enjoy the Exposition. However, due to the announced closing of the Exposition on October 29, his resolution, as presented, would not be applicable. Accordingly, he moved, that consideration thereof be indefinitely postponed.

#### Motion

Whereupon, Supervisor McGowan, moved, as a substitute for the resolution, consideration of which had been indefinitely postponed, that it be the sense of the Board of Supervisors that the Exposition Commission, in the event that it continues the Exposition during the coming year, should fix admission prices at twenty-five cents for adults, five cents for children under twelve years of age, and the price for parking automobiles at twenty-five cents.

#### Discussion

Supervisor Colman opposed the motion, stating he considered it to be meddling in some one else's affairs. He felt it to be unfair and unjustified, and he would not suggest to the Exposition Commission how to do its work. Supervisor Colman stated further that he considered the motion, particularly at this time while efforts are being made to raise some \$1,600,000 for the continuation of the Exposition for another year, as a hampering, embarrassing and destructive piece of legislation, and he would, most emphatically, register "No" thereon.

#### Amendment to Motion

Supervisor Brown announced he had no objection to the Board offering suggestions it desired to the Exposition Commission, providing such suggestions were made in good faith, and did not presume upon authority the Board did not possess. However, he did not think it part of the duty of the Board to recommend a flat reduction, to a specific figure, and he moved, as an amendment to the motion, that the Board suggest to the Exposition management that it give thorough consideration to a reduction in admissions, both to adults and to children, and a reduction in the cost of parking automobiles at the Exposition. Motion seconded by Supervisor Roncovieri.

#### Discussion

Supervisor McSheehy opposed the foregoing motion by Supervisor Brown.

#### Amendment to the Amendment

Supervisor Colman, in explanation of his opposition, repeated in substance, remarks previously made, and moved, as an amendment to the amendment, that the entire matter be re-referred to the Public Welfare Committee, and the Board of Management of the Exposition be invited to appear before the committee and present its views as to the feasibility of reducing admissions to the Exposition.

Motion failed for lack of a second.

Supervisor Mead, in continuing the discussion of Supervisor McGowan's motion, stated he was not interested as to why some members of the Board are so fearful of embarrassing the Exposition officials, when thousands of San Francisco's citizens are embarrassed when they are asked if they have seen the Exposition and they must answer "No." He felt the management should listen to some recommendations of the officials of San Francisco. For that reason he favored Supervisor McGowan's motion.

Supervisor Schmidt expressed agreement with statement by Supervisor Mead. He stated further that promises had been made regarding the Exposition, which had not been kept, among which was a promise that the Exposition would be held within a five-cent car fare for the people of San Francisco, or, were that found to be impossible, any difference in carfare would be reflected in the admission rate. The Board is not embarrassing the Exposition management by passage of this proposed motion; the management has embarrassed itself by not living up to its promises.

Supervisor Roncovieri, in his discussion of the proposed motion, although he had seconded the motion, suggested to the maker, Supervisor Brown, that the motion, instead of suggesting the consideration of reduced admissions to the Exposition be changed to "request the consideration of reduced admissions," but was opposed to fixing any specific amount, as was Supervisor Brown. However, Supervisor Roncovieri added, what the Board does really is nothing at all. It is merely a request, and the management will decide whether or not the admission will be twenty-five cents.

#### Motion Failed

After further brief discussion, during which Supervisor McGowan expressed opposition to the amendment offered by Supervisor Brown, the roll was called and the amendment to the motion failed by the following vote:

Ayes: Supervisors Brown, Roncovieri—2.

Noes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Schmidt, Shannon, Uhl—9.

#### Original Motion Carried

The roll was then called on the original motion as presented by Supervisor Brown, that it be the sense of the Board of Supervisors that the Exposition Commission, in the event that it continues the Exposition during the coming year, should fix the admission prices at twenty-five cents for adults, five cents for children under twelve years of age, and the price for parking automobiles at twenty-five cents.

Motion carried by the following vote:

Ayes: Supervisors McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Noes: Supervisors Brown, Colman—2.

#### Adopted

The following recommendations of His Honor the Mayor were taken up:

Leave of Absence—Hon. Joseph P. Nourse, Superintendent of Public Schools

(Series of 1939)

Resolution No....., as follows:

Resolved, That in accordance with the recommendation of his Honor the Mayor, Honorable Joseph P. Nourse, Superintendent of Public Schools, is hereby granted a leave of absence for a period of twenty-six days, commencing October 9, 1939, with permission to leave the State.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.



## Leave of Absence—Judge Hugh L. Smith

(Series of 1939)

Resolution No....., as follows:

Resolved, That in accordance with the recommendation of his Honor, the Mayor, Honorable Hugh L. Smith, Judge of the Municipal Court, be and is hereby granted thirty (30) days' leave of absence, commencing Monday, October 9, 1939, to attend the National Traffic and Safety Council Convention to be held at Atlantic City, New Jersey, from October 16 to 20, 1939.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,  
BILLS AND COMMUNICATIONS NOT CONSIDERED OR  
REPORTED UPON BY A COMMITTEE.**

## Passed for 2nd Reading

The following recommendations of the Finance Committee were taken up:

**Appropriation \$2940, from Emergency Reserve Fund, for Creation  
of Two Positions of Bailiff**

(Series of 1939)

Bill No. 371. Ordinance No. ...., as follows:

Authorizing the appropriation of \$2940 out of the Emergency Reserve Fund and \$467 out of the surplus existing in Appropriation No. 907.101.00 to the credit of Appropriation 907.101.00; creating the positions of two D2 Bailiffs at \$197 per month in the Sheriff's department, and providing the compensation therefor for the period Oct. 12, 1939 to June 30, 1940; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$2940 is hereby appropriated and set aside out of the Emergency Reserve Fund and \$467 out of the surplus existing in Appropriation No. 907.101.00 to the credit of Appropriation No. 907.101.00 to provide the compensation for two D2 Bailiffs at \$197 per month in the Sheriff's Department for the period Oct. 12, 1939 to June 30, 1940.

Section 2. The positions of two D2 Bailiffs at \$197 per month in the Sheriff's Department are hereby created.

Recommended by the Sheriff.

Approved as to funds available by the Controller.

Approved as to Form by the City Attorney.

Approved by the Mayor.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Appropriation \$3459, from Emergency Reserve Fund, for Creation  
of Two Positions of Court Room Clerk  
(Series of 1939)**

Bill No. 370, Ordinance No. ...., as follows:

Authorizing the appropriation of \$3459 out of the Emergency Reserve Fund to the credit of Appropriation 931.101.00, creating the positions of two B-152 Court Room Clerks at \$200 per month in the Department of Finance and Records, County Clerk's Office, and providing the compensation therefor for the period Oct. 12, 1939 to June 30, 1940; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$3459 is hereby appropriated and set aside out of the Emergency Reserve Fund to the credit of Appropriation No. 931.101.00 to provide the compensation for two B-152 Court Room Clerks at \$200 per month in the Department of Finance and Records—County Clerk's office for the period October 12, 1939 to June 30, 1940.

Section 2. The positions of two B152 Court Room Clerks at \$200 per month in the Department of Finance and Records—County Clerk's Office, are hereby created.

Recommended by the Director of Finance and Records.

Approved as to form by the City Attorney.

Approved by the Chief Administrative Officer.

Approved by the Secretary of the Civil Service Commission.

Approved as to Funds Available by the Controller.

Approved by the Mayor.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Mayor to Appoint Citizens' Committee for the Observance of  
American Education Week**

(Series of 1939)

Supervisor Colman presented Resolution No. 579, as follows:

Resolved, That his Honor the Mayor be and is hereby requested to appoint a Committee of Citizens to arrange for the proper observance of American Education Week, November 5-11, 1939.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

**Endorsing and Commending "Thanksgiving for America"  
Celebration**

(Series of 1939)

Supervisor McGowan presented Resolution No. 580, as follows:

Whereas, Democracy is being savagely attacked throughout the world today, and, even in our own country, whole sections of our population are being ceaselessly bombarded with anti-democratic propaganda from abroad, and

Whereas, On the American Continent, we still cherish the inalienable rights which are set forth in our Constitution and which no longer exist in many countries today, where freedom of speech, religious tolerance, freedom of press, and political equality have been destroyed, and

Whereas, We Americans of every race, class and creed, are actually blessed with a degree of political, economic and social good-fortune, which is unparalleled elsewhere in the world, and

Whereas, There is no holiday of the entire year more suitable for affording local and national utterance to our basic American ideals than Thanksgiving—the day above all others when we Americans have, since 1621, paused annually in grateful rededication; now, therefore be it

Resolved, That we, the members of the Board of Supervisors do declare that it is timely and needful for all Americans to express our common determination to protect our country from all enemies, whether within or without, who would subvert our democratic institutions and expose our citizens to the ravages of religious, racial, economic and political strife, and be it further

Resolved, Also, that with the above needs and objectives in mind, we do endorse and commend a "Thanksgiving for America" Celebration to be held in this city during the Thanksgiving Holidays.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

### Adopted

The following recommendation of the Rules Committee was taken up:

#### Declaration of Policy to Take No Official Action on Matters Over Which the Board Has No Jurisdiction (Series of 1939)

Resolution No. 581, as follows:

Whereas, This Board of Supervisors is frequently importuned to officially express opinions upon highly controversial matters, totally irrelevant and extraneous to the functions of this legislative body, and over which matters this Board has absolutely no jurisdiction; and

Whereas, The requested expressions of opinion upon such controversial matters presume and purport to be the attitude of the people of the City and County of San Francisco, and are so received by those to whose attention they are directed; and

Whereas, The practice whereby this Board is importuned to officially express itself upon controversial matters over which it has no jurisdiction or control is subversive to good government as well as to the interests of the people of San Francisco, and constitutes a violation of the spirit of the Charter, which, fairly interpreted, provides that the function of the Board of Supervisors shall be confined strictly to the legislative affairs of the City and County of San Francisco; now, therefore, be it

Resolved, That this Board of Supervisors declares it as a policy to which its members and each of them pledge themselves strictly to ad-

here, that in the future no official action will be taken upon extraneous or irrelevant matters, or upon affairs over which the members of this Board, representing all of the people of San Francisco, have no jurisdiction or control.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Shannon—8.

Noes: Supervisor Uhl—1.

Absent: Supervisors McSheehy, Schmidt—2.

### Directing Registrar of Voters to Submit Argument in Favor of Using Motormen and Conductors of Municipal Railway as Bus Operators.

(Series of 1939)

Supervisor Mead presented Resolution No. 582, as follows:

Directing Registrar of Voters to submit argument in favor of using motormen and conductors of Municipal Railway as bus operators.

Resolved, that pursuant to Section 183 of the Charter, the Registrar of Voters is hereby directed to accept and to mail with material to be sent to the voters for the coming election, November 7, 1939, a printed argument favoring the charter amendment allowing motormen and conductors of the Municipal Railway to be assigned as bus operators, which argument is to be signed by Civil Service Commission, Public Utilities Commission, and Municipal Street Carmen's Union Division 518.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

### Adopted

The following recommendation of the Finance Committee was taken up:

### Resolution Directing Request Be Made to United States Housing Authority for Extension of Time Within Which Housing Authority of the City and County of San Francisco May Offer Proof of Ability to Use Balance of Earmarked Funds.

(Series of 1939)

Resolution No. ...., as follows:

Whereas, the Housing Authority of the City and County of San Francisco has advised the Board of Supervisors of the City and County of San Francisco that the United States Housing Authority has given notice that unless the local Authority shall give proof to the United States Housing Authority by October 6, 1939, that it can and will use the balance of the fifteen million dollars earmarked for the use of the local Authority, not yet under loan contract or application for loan, to wit, the sum of \$2,728,000.00, the United States Housing Authority will reduce said earmarking by said \$2,728,000.00, and

Whereas, the local Authority has already under loan contract and

application more money than any other local Authority in the State of California and is actually farther advanced in its program than any other local Authority in the State of California and

Whereas, the local Authority has accomplished its work in the City and County of San Francisco where suitable sites within which the price permitted by the United States Housing Authority cannot easily be found and in the face of opposition and difficulties attendant upon a new undertaking and

Whereas, the local Authority has requested the United States Housing Authority for an extension of time within which to submit proof of its ability to use the balance of said earmarked funds.

Now Therefore Be It Resolved,

1. That it is the opinion of this Board that there is need of and San Francisco can and will use the entire \$15,000,000.00 now earmarked for the use of the Housing Authority of the City and County of San Francisco.

2. That it is the opinion of this Board that the Housing Authority of the City and County of San Francisco can and will within a reasonable time submit satisfactory proof to the United States Housing Authority that it can and will use the balance of said earmarked funds, to wit, said sum of \$2,728,000.00.

3. That it is the opinion of this Board that in view of the fact that the Housing Authority of the City and County of San Francisco is farther advanced in its program than any other local Authority in the State of California, that it would be unjust to penalize the local Authority and the City and County of San Francisco by diverting to other localities earmarked funds which San Francisco needs and can and will use.

4. That this Board request the United States Housing Authority to grant to the Housing Authority of the City and County of San Francisco an extension of not less than sixty days within which to submit proof of its ability to use the balance of said earmarked funds.

5. That the Clerk of this Board be authorized and directed to wire Mr. Nathan Strauss, Administrator of the United States Housing Authority, requesting on behalf of this Board that such extension be granted.

6. That the Clerk of this Board be directed to mail forthwith to the United States Housing Authority and to the Housing Authority of the City and County of San Francisco a copy of this resolution.

7. This resolution shall take effect immediately.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

### War Profiteering

(Series of 1939)

Supervisor Shannon presented Resolution No. ...., as follows:

Whereas, The war situation has had its effects here in California, resulting in the increase of costs for food commodities; and

Whereas, The citizens of California without just cause are experiencing these rising prices for food and commodities; therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco go on record against war profiteering; and be it

Further Resolved, That the Board of Supervisors of the City and

County of San Francisco make every effort to have legislation passed prohibiting this practice; and be it

Further Resolved, That a copy of this resolution be sent to the President of the United States and to the Governor of the State of California.

*Referred to Public Welfare Committee.*

### Closing of Golden Gate International Exposition

(Series of 1939)

Supervisor McSheehy presented Resolution No. ...., as follows:

Whereas, The Golden Gate International Exposition was originally scheduled to close on December 2, 1939, and

Whereas, The Directors of the Exposition Company have now decided to officially close the Exposition on October 29, 1939, and

Whereas, The termination of the Exposition prior to the time originally set therefor will not only deprive many of the eastern visitors wintering in California of the opportunity to see and enjoy it, but will also create, in the minds of the people of the nation, a conclusion that the operations of the Fair were unsuccessful, and will have an adverse effect on San Francisco; now, therefore, be it

Resolved, That this Board of Supervisors hereby addresses itself to the Directorate of the Golden Gate International Exposition Company and requests that body to inform this Board of the reason for closing the Fair prior to the date originally scheduled by them and so advertised to the nation.

*Referred to the Exposition Committee.*

### Appointment of Citizens Committee to Arrange Proper Ceremonies for Closing of the Exposition

(Series of 1939)

Supervisor Mead presented Resolution No. ...., as follows:

Whereas, The Board of Management of the Golden Gate International Exposition has announced that the Exposition will finally close on October 29, 1939, and

Whereas, It is fitting and proper that the final curtain on this Exposition be observed with appropriate closing ceremonies, and

Whereas, The citizens of San Francisco have actively supported the Exposition from the time the project was first proposed, and have contributed financially to its building and its progress and development, and

Whereas, It is problematical whether the necessary finances can be raised to re-open the Exposition next year; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco request his Honor, the Mayor, to appoint a citizens' committee to arrange for suitable ceremonies to be held at Treasure Island on Sunday, October 29, 1939, to commemorate this historic event of the closing of this great Exposition.

*Referred to Exposition Committee.*



**Mayor to Appoint Committee to Arrange Celebration for Closing  
of Exposition October 29, 1939**

(Series of 1939)

Supervisor Ratto presented Resolution No. \_\_\_\_\_; as follows:

Whereas, The Golden Gate International Exposition will be officially closed Sunday, October 29, 1939; therefore, be it

Resolved, That His Honor the Mayor be and is hereby requested to appoint a citizens' committee to arrange a fitting celebration for this occasion and, with the cooperation of various civic clubs and associations, endeavor to induce a record-breaking attendance for San Francisco's "Aloha" to this great and beautiful pageant of the Pacific.

*Referred to Exposition Committee.*

**Authorizing Arguments for Proposed Charter re Veterans' Preference in Civil Service Tests and Examinations**

Supervisor Uhl, seconded by Supervisor Colman, moved that the Board authorize the printing of arguments supporting proposed Charter Amendment providing for veterans' preference in Civil Service examinations.

No objection, and so ordered.

**Consideration of Water Rates**

Supervisor Colman requested that consideration of the report by the Public Utilities Commission, on water rates, copies of which had been received by each Supervisor, be made a special order of business for Monday, October 16, 1939, at 4 P. M.

Supervisor McSheehy, however, objected to that date and requested consideration be postponed for two weeks, to which request Supervisor Colman was opposed.

However, after brief discussion, the matter was, on motion by Supervisor McSheehy, seconded by Supervisor Uhl, postponed until October 23, 1939, at 4 P. M.

**Request for Space in City Hall for Two Additional Court Rooms**

Supervisor McSheehy presented communication from Hon. Peter J. Mullins, Presiding Judge of the Municipal Court, requesting that a survey be made of space in the City Hall for two additional court rooms made necessary by the addition of two Superior Courts, in order that threatened removal of two Municipal Courts from the City Hall may be averted.

*Communication referred to Director of Property.*

**Roll of Honor for San Francisco's World War Dead**

Supervisor Shannon presented communications from Gold Star Mothers, urging that a "Roll of Honor" of San Francisco's World War dead be placed in the Court of Memories in the center of the San Francisco War Memorial.

*Communications referred to Public Welfare Committee.*

**Inauguration of Extension of Eureka-Noe Valley Bus Line**

Invitation was received from the Central Mission Improvement Association, at 24th and Mission Streets, on Saturday, October 14, at 8 P. M. to celebrate the inauguration of the extension of the Eureka-Noe Valley bus line from 25th and Church Streets to 24th and South Van Ness Avenue.

**ADJOURNMENT**

There being no further business, the Board, at the hour of 6:30 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors, October 16, 1939.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,  
City and County of San Francisco.

Vol. 34

No. 44

Monday, October 16, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco



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# JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, OCTOBER, 16, 1939, 2 P. M.

In Board of Supervisors, San Francisco, Monday, October 16, 1939,  
2 P. M.

The Board of Supervisors met in regular session.

## CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

Quorum present.

President Warren Shannon presiding.

Supervisor McGowan was excused at 3:30 P. M.

## APPROVAL OF JOURNAL

The Journal of Proceedings of the meeting of October 9, 1939, was considered read and approved.

## SPECIAL ORDER—2:00 P. M.

### Hearing Appeals Against Assessments for Street Improvements

Hearing of appeals against assessments for the costs of construction of sidewalks on the west  $\frac{1}{2}$  of Alemany Boulevard between Cotter Street and 29 feet southerly, and elsewhere by George A. Gibbs and Victor Bjorkman, as described in Declaration of Intention, Order No. 9677, of January 6, 1939.

### Privilege of the Floor

Mrs. Josephine L. Cozosovick, representing Miss Mary Tarpy, was granted the privilege of the floor, and on behalf of Miss Tarpy, after explaining in detail the reasons for Miss Tarpy's protest, urged that the city pay part of the cost for construction of sidewalk fronting Miss Tarpy's property, in accordance with provisions set forth in the Street Improvement ordinance.

Mr. A. D. Wilder, Director of Public Works, explained the situation, stating that the work of sidewalk construction had been held up as long as possible to give Miss Tarpy a chance to fix the sidewalk. That she did not do so, because she did not believe the sidewalk to be dangerous. Mr. Wilder further stated that Miss Tarpy's previous protest had been overruled by his Department, and that his department had been sustained by the Board of Supervisors.

Thereupon, at the suggestion of the City Attorney that he would attempt to work out the problem and see what could be done in Miss

Tarpy's behalf, and on motion by Supervisor Ratto, further consideration was postponed for two weeks.

However, Mr. Edward F. Lucette also protested against the cost of work fronting his property on Lafayette Street.

## UNFINISHED BUSINESS

### Final Passage

The following recommendation of Finance Committee heretofore passed for second reading, was taken up:

#### Supplemental Appropriation \$6000, City Aid for Necessary Street Construction, Brunswick Street from Gutenberg to Allison

(Series of 1939)

Bill No. 356, Ordinance No. 344, as follows:

Authorizing a supplemental appropriation of \$6000.00 from the surplus existing in Appropriation 948.804.00 to the credit of Appropriation 948.903.00 for city aid necessary for street construction in Brunswick Street between Gutenberg to Allison Street; said work to be performed under the Street Improvement Ordinance of 1934.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The sum of \$6000.00 is hereby appropriated and set aside from the surplus existing in Appropriation 948.804.00 to the credit of Appropriation 948.903.00 for city aid necessary for street construction in Brunswick Street between Gutenberg to Allison Street; said work to be performed under the Street Improvement Ordinance of 1934.

Section III of the Charter provides that when street assessments are authorized to be paid in installments over a period not to exceed ten years, no annual installment payment shall exceed twenty-five per cent of the assessed value of the land against which the assessment is levied; therefore, this appropriation is necessary to make the assessment valid.

*Finally passed by the following vote:*

Noes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

### Final Passage

The following recommendations of the Streets Committee heretofore passed for second reading were taken up:

#### Accepting the Roadway of Athens Street Between Excelsior and Avalon Avenues, and the Crossing of Athens Street and Excelsior Avenue.

(Series of 1939)

Bill No. 352, Ordinance No. 342, as follows:

Providing for acceptance of the roadway of Athens Street between Excelsior Avenue and Avalon Avenue, and the crossing of Athens Street and Excelsior Avenue, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of



Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete and concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Athens Street between Excelsior Avenue and Avalon Avenue; crossing of Athens Street and Excelsior Avenue; including the curbs.

*Finally passed by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

Ordering the Improvement of Lawton Street Between 46th and 47th Avenues, Including the Crossing of Lawton Street and 46th Avenue and Crossing of Lawton Street and 47th Avenue, and the Necessary Conform Work East of 46th Avenue.

(Series of 1939)

Bill No. 353, Ordinance No. 343, as follows:

Ordering the performance of certain street work to be done in the City and County of San Francisco, approving and adopting specifications therefor, describing and approving the assessment district, and authorizing the Director of Public Works to enter into contract for doing the same.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors September 20, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of Lawton Street between Forty-sixth and Forty-seventh Avenues, including the crossing of Lawton Street and Forty-sixth Avenue, the crossing of Lawton Street and Forty-seventh Avenue and the necessary conform work east of Forty-sixth Avenue, by grading to the official line and subgrade and by the construction of the following items:

- | No. | Item   |
|-----|--|
| 1.  | Grading (Excavation)   |
| 2.  | Unarmored Concrete Curb  |
| 3.  | Two-course Concrete Sidewalk   |
| 4.  | 15x6-inch "Y" Branch   |
| 5.  | 6-inch V. C. P. Side Sewers  |
| 6.  | Brick Catchbasins, complete  |
| 7.  | 10-inch V. C. P. Culvert   |
| 8.  | Asphaltic Concrete Conform Pavement  |
| 9.  | Asphalt-Concrete Pavement, consisting of<br>a 6-inch Class "F" concrete base and a 2-inch asphaltic concrete wearing surface |
| 10. | Water Services.  |

The assessment district hereby approved is described as follows:

Within the exterior boundary of that certain lot delineated, designated, and numbered respectively as:

Block 1891—Lots 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33 and 34.

Block 1892—Lots 3, 4, 5, 6, 7, 8, 8A, 9, 9A, 9B, 9C, 10, 11, 12, 13, 14, 14A, 15, 16, 17, 17A and 17B.

Block 1893—Lots 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20 and 21.

Block 1896—Lots 1, 1A, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11.

Block 1897—Lot 1.

Block 1898—Lots 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42 and 43;

all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above-mentioned improvement.

*Finally passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

## NEW BUSINESS

### Adopted

The following recommendations of Finance Committee were taken up:

#### Refunds of Erroneous Payments of Taxes

(Series of 1939)

Resolution No. 585, as follows:

Resolved, That the following amounts be and are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes, as follows:

#### From Duplicate Tax Funds—Appropriation 905.

- |   |      |
|---|------|
| 1. G. M. Gray, per Vol. 18, Bill 2485, Lot 13, Block 2479, 1st installment, personal property only, Fiscal Year 1938.....\$ | 8.08 |
|---|------|

#### From General Fund—Appropriation 60.969.00.

- |  |          |
|--|----------|
| 2. Glass Containers, Inc., Personal Property Taxes, Fiscal Year 1938. Duplicate Payment.....\$ | 1,100.11 |
| 3. Mrs. D. C. Dorward, per Vol. 5, Page 57, Line 19, Arbitrary Assessment Roll of 1938.....\$  | 4.60     |

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Land Purchase—Third Street Widening**  
(Series of 1939)

Resolution No. 586, as follows:

Land purchase—Third Street widening.

Resolved, in accordance with the recommendation of the Department of Public Works, that the City and County of San Francisco purchase certain land situated in the City and County of San Francisco, State of California, from the following named person, or the legal owner, for the sum set forth below, required for the widening of Third Street, payable from Appropriation No. 977.931.58:

Melissa B. Gately .....\$1,000.00

Portion of Lot 1, Assessor's Block 4044.

It is understood that the Grantor shall have the right to maintain a portion of the present building on the above described land at no cost to the Grantor. In the event said building is removed or destroyed, the right of the Grantor to maintain any improvements on said land shall expire.

Reference is hereby made to the written offer on file in the office of the Director of Property from the above named person for a particular description of said parcel of land.

The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Clerk to Advertise Sale of \$1,500,000 Tax Anticipation Notes,  
Monday, October 23, 1939, 3 P. M.**

(Series of 1939)

Resolution No. 584, Code No....., as follows:

Whereas, Ordinance No. 269 heretofore enacted by the Board of Supervisors of the City and County of San Francisco, authorized the issuance of certain Tax Anticipation Notes, the same to be issued as needed for the immediate requirements of the City and County in order to meet and pay the appropriations heretofore made for the current fiscal year, as authorized by the Charter of the City and County, which appropriations will become due and payable prior to June 30, 1939, and which may be paid in advance of receipt of the income for said fiscal year; and

Whereas, in order to meet the said immediate requirements of the said City and County it is necessary to forthwith issue and offer for sale Tax Anticipation Notes as authorized by said ordinance above mentioned to the amount of one million five hundred thousand (\$1,500,000) dollars; now, therefore, be it

Resolved, That the President of the Board of Supervisors of the City and County of San Francisco, the Controller of said City and County, and the Treasurer thereof, be and they are hereby authorized and directed to execute and issue for and on behalf of the City and County of San Francisco, the aforesaid Tax Anticipation Notes, to

the amount of one million, five hundred thousand (\$1,500,000) dollars, and that said notes be offered for sale by this Board of Supervisors; and be it

Further Resolved, That the Clerk of this Board be and he is hereby directed to advertise in the official newspaper of the City and County of San Francisco a notice of the sale of said Tax Anticipation Notes to the amount of one million, five hundred thousand (\$1,500,000) dollars, and that sealed bids or offers for all or any part of said notes will be received by the Board of Supervisors up to the hour of 3 o'clock p.m. on Monday, the 23rd day of October, 1939, and that said Tax Anticipation Notes will be sold to the bidder offering to accept and pay for said note or notes so sold at the lowest net interest cost to the City and County of San Francisco computed from the date fixed for the presentation of bids to December 21, 1939.

Further Resolved, That Orrick, Dahlquist, Neff and Harrington, attorneys at law, are employed to furnish legal opinion on validity of the above mentioned Tax Anticipation Notes authorized by Ordinance No. 269, the fee therefor to be \$500.

Approved as to form by the City Attorney.

Approved as to Funds Available by the Controller.

Recommended by the Treasurer.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

#### Re-reference to Finance Committee

The following recommendation of the Finance Committee was taken up:

Granting Franchise to Pacific Auxiliary Fire Alarm Company to Permit Connection of its Fire Alarm Devices With Street Fire Alarm Boxes.

(Series of 1939)

Bill No. 367, Ordinance No....., Code No....., as follows:

An ordinance granting to Pacific Auxiliary Fire Alarm Company, its successors and assigns, the right to erect, install, construct, lay down and maintain poles, conduits, wires, cables, conductors and other appliances and equipment in, under and across the streets, alleys, avenues, thoroughfares and other public places in the City and County of San Francisco for the operation of a general system or systems for the transmission of fire signals and alarms and in connection with and in relation to the same the right to connect its fire alarm devices with the street fire alarm boxes of the said City and County of San Francisco.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby granted to PACIFIC AUXILIARY FIRE ALARM COMPANY, a corporation, its successors and assigns, the right and privilege, for the period hereinafter specified, to erect, install, construct, lay down and maintain poles, conduits, wires, cables, conductors and other appliances and equipment in, under and across the streets, alleys, avenues, thoroughfares and other public places in the City and County of San Francisco, for the operation of a general system or systems for the transmission of fire signals and fire alarms,

and in connection therewith and in relation thereto the right to connect its fire alarm devices with the street fire alarm boxes of the City and County of San Francisco, the said connection to be made in a manner not to interfere with the efficiency of said fire alarm boxes as now, or from time to time hereafter, established, and to be under the supervision and to the satisfaction and approval, and subject to the control, of the several departments of the City and County of San Francisco having jurisdiction over the same.

Section 2. Nothing in this Ordinance shall be so construed as in any wise to prevent the proper authorities of the City and County of San Francisco from renewing, repairing, replacing or changing any of the street fire alarm boxes in said City and County, but all such work shall be done, if possible, so as not to obstruct or injure or prevent the free use of said fire alarm devices, provided that if at any time the fire alarm devices of said Pacific Auxiliary Fire Alarm Company shall interfere with the proper working of the street fire alarm boxes of the City and County of San Francisco the same may be disconnected from any or all of the boxes of said system.

Section 3. The grantee of this franchise and privilege, its successors and assigns, shall, during the life of this franchise continue to furnish, free of charge, to said City and County of San Francisco such fire alarm devices or auxiliary fire alarm boxes as are now maintained by said Company in the De Young Museum in Golden Gate Park, in the Legion of Honor, and in such School Buildings of said City and County as are now equipped with devices or boxes of said Company, and shall also, during the life of this franchise, maintain, free of charge, such of its devices or boxes to a number not exceeding fifty as may be determined by the Mayor and Board of Supervisors of said City and County, in such other School Buildings of said City and County as said Mayor and Board of Supervisors may direct, the expense of installation of said devices or boxes in such other School Buildings to be borne by said City and County.

Section 4. The provisions of this franchise and all rights, obligations and duties hereunder shall inure to and be binding upon the grantee, its successors and assigns.

Section 5. The grantee shall file a written acceptance of this franchise and an agreement to comply with the terms and conditions herein set forth with the Clerk of the Board of Supervisors of the City and County of San Francisco within thirty days after the date that the Ordinance granting this franchise becomes effective.

Section 6. The rights and privileges and franchise hereby granted shall continue and be in force for a period of twenty-five (25) years from and after the effective date of this franchise.

Approved as to Form by the City Attorney.

*Oct. 9, 1939—Consideration postponed until Oct. 16, 1939.*

*On motion by Supervisor Uhl, seconded by Supervisor McGowan, made pursuant to suggestion by the City Attorney, the foregoing matter was re-referred to the Finance Committee.*

### Passage for Second Reading

The following recommendations of the Finance Committee were taken up:

An Ordinance Amending Bill 192, Ordinance 186, Section 46. (Department of Public Works—Bureau of Engineering) by Increasing the Number of Employments Under Item 49 from 5 to 7 F252 Junior Civil Engineering Draftsman at \$160.

(Series of 1939)

Bill No. 365, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 46, (Department of Public Works—Bureau of Engineering) by increasing the number of employments under Item 49 from 5 to 7 F252 Junior Civil Engineering Draftsman at \$160.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 46, is hereby amended to read as follows:

Section 46. DEPARTMENT OF PUBLIC WORKS—  
DEPARTMENT OF ENGINEERING (Continued)

EMPLOYMENTS PREDICATED ON REVENUE AND BOND ISSUE  
MONEYS.

The following positions are in interdepartmental service and predicated on bond issues and the occupants have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
36	1	B222	General Clerk .....	\$ 155
37	1	B325	Blue Printer .....	215
38	1	B327	Photostat Operator .....	225
39	1	B332	Photographer .....	265
40	1	B408	General Clerk-Stenographer .....	175
41	2	B408	General Clerk-Stenographer .....	155
41.1	1	B512	General Clerk-Typist .....	150
42	6	F204	Civil Engineering Inspector .....	250
43	26	F204	Civil Engineering Inspector .....	225
44	1	F206	Senior Civil Engineering Inspector.....	275
45	1	F206	Senior Civil Engineering Inspector.....	250
46	1	F208	Chief Civil Engineering Inspector, Minor..	300
47	1	F210	Chief Civil Engineering Inspector, Major..	400
49	7	F252	Junior Civil Engineering Draftsman.....	160
50	1	F254	Civil Engineering Draftsman .....	250
52	7	F254	Civil Engineering Draftsman .....	200
53	5	F258	Senior Civil Engineering Draftsman.....	250
54	3	F260	Civil Engineering Designer .....	300
55	1	F260	Civil Engineering Designer .....	250
56	1	F262	Sanitary Engineering Designer .....	250
57	1	F262	Sanitary Engineering Designer .....	300
58	1	F354	Electrical Engineering Designer .....	250
58.1	1	F356	Electrical Engineering Inspector .....	225
59	4	F452	Mechanical Draftsman .....	200
60	1	F452	Mechanical Draftsman .....	225
61	6	F454	Mechanical Engineering Designer .....	250
62	1	F460	Assistant Mechanical Engineer .....	250
63	2	F552	Structural Draftsman .....	200
65	6	F604	Surveyor's Field Assistant .....	225
65.1	3	F604	Surveyor's Field Assistant .....	175
66	2	F610	Surveyor .....	250
66.1	1	F664	Traffic Engineer .....	300
67	1	L114	Engineering Chemist .....	225



Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
69		A106	Building Inspector .....	225
71		F102	Architectural Draftsman .....	200
72		F106	Architectural Designer .....	250
73		F108	Architect .....	300
74		F352	Electrical Draftsman .....	200
75		F360	Assistant Electrical Engineer .....	250
76		F362	Electrical Engineer .....	300
77		F401	Junior Hydraulic Engineer .....	160
78		F404	Hydraulic Engineering Designer .....	250
79		F406	Assistant Hydraulic Engineer ..	250
80		F408	Hydraulic Engineer .....	300
81		F462	Mechanical Engineer .....	300
82		F554	Structural Engineer Designer .....	275
83		F558	Structural Engineer .....	275
84		B210	Office Assistant .....	85
85		B4	Bookkeeper .....	175
86		C152	Watchman .....	145
88		F351	Junior Electrical Engineer .....	160
91		M256	Mechanical Inspector .....	225
92		J4	Laborer at \$6 per day .....	
95		M252	Machinist's Helper at \$7.08 per day .....	
96		M254	Machinist at \$9 per day .....	
97		O152	Engineer of Hoisting and Portable En- gines at \$11.40 per day .....	

Approved by Civil Service Commission.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

Authorizing Payment of \$660.00 to Harold J. Simons and Hazel E. Simons and Conveyance of Certain Real Property to Said Parties in Exchange for Certain Land Required for O'Shaughnessy Boulevard.

(Series of 1939)

Bill No. 373, Ordinance No. ...., as follows:

Authorizing payment of \$660.00 to Harold J. Simons and Hazel E. Simons and conveyance of certain real property to said parties in exchange for certain land required for O'Shaughnessy Boulevard.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. In accordance with the recommendation of the Department of Public Works, the Director of Property is hereby authorized and directed to arrange for trading certain City owned real property hereinafter described as Parcel "A" to Harold J. Simons and Hazel E. Simons, in exchange for certain other land hereinafter described as Parcel "B."

Section 2. Said Parcels "A" and "B" are situated in the City and County of San Francisco, State of California, and are particularly described as follows:

**Parcel "A":**

Beginning at a point on the northwesterly line of Lot A, Block "O," as per map of Second Addition to Glen Park Terrace, recorded in Map Book "G," pages 80 to 81, Official Records of the City and County of San Francisco, distant thereon 18.32 feet southwesterly from its intersection with the southwesterly line of Bosworth Street and running thence southwesterly along the proposed southeasterly line of

O'Shaughnessy Boulevard on the arc of a curve to the left, tangent to a line deflected  $22^{\circ} 32' 22''$  to the left from said northwesterly line of Lot A, with a radius of 120 feet, a central angle of  $9^{\circ} 23' 50''$ , a distance of 19.681 feet; thence continuing southwesterly along said proposed line, tangent to the preceding curve 105.147 feet to the westerly boundary of above mentioned Second Addition to Glen Park Terrace; thence deflecting  $71^{\circ} 41' 34''$  to the left leaving said proposed line of O'Shaughnessy Boulevard and running southerly on said westerly boundary 34.930 feet to the above-mentioned northwesterly line of Lot A; thence deflecting  $121^{\circ} 26' 58''$  to the left and running northeasterly on said line of Lot A, 140 feet to the point of beginning.

Being a portion of Lot 32 as per above mentioned map.

**Parcel "B":**

Beginning at the most northerly corner of Lot A, Block "O" of Map of Second Addition to Glen Park Terrace, as per map thereof recorded in Map Book "G," pages 80 to 81, Official Records of the City and County of San Francisco; thence southeasterly along the southwesterly line of Bosworth Street, 29.24 feet to the northwesterly line of Lot B, of aforesaid Block "O"; thence deflecting  $115^{\circ} 02'$  to the right and running southwesterly along last named line, 1.22 feet; thence westerly on the arc of a curve to the left, whose tangent deflects  $57^{\circ} 11' 28''$  to the right from the preceding course, radius 120 feet, central angle  $20^{\circ} 21' 10''$ , a distance of 42.63 feet to the northwesterly line of aforesaid Lot A; thence deflecting  $157^{\circ} 27' 38''$  to the right from the tangent to the preceding curve and running northeasterly along last named line, 18.32 feet to the point of beginning.

Being a portion of aforesaid Lot A.

Section 3. The Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute the necessary deed for the conveyance of Parcel "A" to Harold J. Simons and Hazel E. Simons, or their assignee. The Director of Property shall deliver said deed to the Grantees upon receipt of the necessary deed to Parcel "B," and shall record the latter deed.

Section 4. The Controller is hereby authorized and directed to draw a warrant on the Treasurer in the amount of \$660.00, payable from Appropriation No. 977.935.58, in favor of the Title Insurance & Guaranty Company, as agent for Harold J. Simons and Hazel E. Simons, to compensate for the difference in valuations of Parcels "A" and "B." It is understood that the City shall replace the sewer, curb, sidewalk and pavement in Bosworth Street; also a new side sewer to the curb line. Said sum of \$660.00 includes damages in full to the remaining land and improvements; also damages caused or to be caused by changing the grade of Bosworth Street.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to Funds Available by the Controller.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Poultry and Poultry Dealers Ordinance**

(Series of 1939)

Bill No. 374, Ordinance No. ...., as follows:

An ordinance adding a new article to Chapter V, Part II, of the San Francisco Municipal Code, to be known as Article 13, entitled **POULTRY AND POULTRY DEALERS**, an analytical table of section titles in said Article and Sections 775 to 799, inclusive, providing for the inspection of fowl, hares and rabbits sold or delivered or offered for sale or delivery in the City and County of San Francisco; defining certain terms used in this ordinance; authorizing the Director of Public Health of the City and County of San Francisco to inaugurate an inspection service and to adopt, promulgate and enforce rules and regulations governing such inspection and to appoint inspectors solely for the inspection covered by this article; providing for the issuance of permits to engage in the poultry business; providing for the payment and collection of fees to defray the cost of such inspection; providing for hours of business; and providing for a repeal with exception.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. A new article to be known as Article 13, entitled **POULTRY AND POULTRY DEALERS**, an analytical table of section titles in said Article and Sections 775 to 799, inclusive, are hereby added to read as follows:

**ARTICLE 13****POULTRY AND POULTRY DEALERS**

- Sec. 775. Definitions.
- Sec. 776. Inspection service authorized—Rules and regulations to be adopted.
- Sec. 777. Inspectors and inspection.
- Sec. 778. Certain acts prohibited—Exception.
- Sec. 779. Imported poultry, place of inspection of.
- Sec. 780. Unfit poultry, disposal of.
- Sec. 781. Poultry, eviscerated, etc., displayed, etc., when.
- Sec. 782. Poultry, eviscerated, etc., upon request.
- Sec. 783. Certain poultry may be displayed, etc.—Conditions.
- Sec. 784. Application for permit.
- Sec. 785. Application, form of.
- Sec. 786. Application, proceedings on.
  - (a) Investigation by Director.
  - (b) Reference to City Planning Commission.
  - (c) Notice of disapproval.
  - (d) Correction of conditions.
  - (e) Permit upon conditions corrected.
  - (f) Application, time for action on.
  - (g) Permit, numbering and expiration of.
- Sec. 787. Classification of permits.
- Sec. 788. Permit to Tax Collector.
- Sec. 789. License, form of.
- Sec. 790. License fee for less than fiscal year.
- Sec. 791. Application for renewal.

- Sec. 792. Permit and license not transferable.
- Sec. 793. No refund of fees.
- Sec. 794. Posting of license and permit.
- Sec. 795. Authority to revoke permit.
- Sec. 796. Method of collecting and accounting.
- Sec. 797. Exemption as to fees.
- Sec. 798. Hours of business.
- Sec. 799. Repeal.

Sec. 775. **Definitions.** As used in Sections 776 to 799, inclusive, of this Article, the following words shall have the following respective meanings:

"City Planning Commission" shall mean the City Planning Commission of the City and County of San Francisco;

"Controller" shall mean the Controller of the City and County of San Francisco;

"Department" shall mean the Department of Public Health of the City and County of San Francisco;

"Director" shall mean the Director of Public Health of the City and County of San Francisco;

"Dressed poultry" shall mean the carcass of any poultry prepared for market;

"First place of rest" shall mean the point at which live or dressed poultry is delivered by the person transporting or carrying same into the City and County of San Francisco;

"Imported dressed poultry" shall mean dressed poultry prepared for market outside the boundaries of the City and County of San Francisco, and which is shipped, carried or brought into the said City and County;

"Local dressed poultry" shall mean dressed poultry prepared for market within the boundaries of the City and County of San Francisco;

"Person" shall mean any corporation, association, syndicate, joint stock company, partnership, club, Massachusetts business or common law trust, society or individual;

"Poultry" shall mean and include fowl, hares and rabbits, or any portion of the carcasses thereof;

"Retail" shall mean the selling or delivering or offering for sale or delivery of poultry to the ultimate consumer;

"Tax Collector" shall mean the Tax Collector of the City and County of San Francisco;

"Wholesale" shall mean the selling or delivering or offering for sale or delivery of poultry for the purpose of resale.

Sec. 776. **Inspection Service Authorized—Rules and Regulations to be Adopted.** The Director is hereby authorized to inaugurate an inspection service for, and to adopt, promulgate and enforce such rules and regulations relative to local premises used for killing and preparing poultry for market, local premises used for the sale or delivery or offering for sale or delivery of dressed poultry, and the inspection of live and dressed poultry, as will enable the Department to enforce and carry out the meaning and intent of this Article.

Sec. 777. **Inspectors and Inspection.** The Director shall, subject to the budgetary and Civil Service provisions of the Charter, appoint such inspectors for the purpose of making such investigation, inspection and regulation as may be necessary and warranted by the collection of fees under this Article. Such inspectors shall be under the control of said Director, and said Director and inspectors shall have free access to each location at which poultry is proposed to be killed and dressed or sold or delivered or offered for sale or delivery, at all

times for the purpose of investigation, inspection and regulation of such locations and the poultry or the dressed poultry contained therein. No inspector appointed for the purpose of and paid from the fees received under this Article shall be assigned to any other work than the inspection service provided for by this Article.

**Sec. 778. Certain Acts Prohibited—Exception.** It shall be unlawful for any person to sell or deliver or offer for sale or delivery live or dressed poultry or to kill and prepare same for market without first having obtained a permit so to do as herein provided. Provided, however, that it shall be lawful for any person not having a fixed place of business in the City and County of San Francisco to ship, carry or bring into the City and County live or dressed poultry for sale or delivery to any person having a permit as herein provided.

**Sec. 779. Imported Poultry, Place of Inspection of.** Imported live or dressed poultry shall be subject to Department inspection at its first place of rest.

**Sec. 780. Unfit Poultry, Disposal of.** All live or dressed poultry unfit for human consumption shall be destroyed or otherwise disposed of according to rule or regulation of the Department.

**Sec. 781. Poultry, Eviscerated, etc., Displayed, etc., When.** Poultry in eviscerated, cut-up or dismembered form shall not be displayed, sold, delivered or offered for sale or delivery except that if at the time of or prior to the time said poultry is eviscerated, cut-up or dismembered, it shall have been inspected by the Department.

**Sec. 782. Poultry, Eviscerated, etc., upon Request.** Poultry may be eviscerated, cut-up or dismembered by a dealer of poultry, holding a retail permit, at the request of the purchaser of said poultry.

**Sec. 783. Certain Poultry may be Displayed, etc.—Conditions.** Dressed or eviscerated poultry, or poultry contained in sealed cans, tins, pots, glass or wrapper of paper, wood or similar material, bearing the seal or stamp of approval of an inspection service approved by the State of California and the Department, may be displayed, sold, delivered or offered for sale or delivery. There shall be affixed to the outside of each such container or package a label bearing the true name and quantity of the product contained therein.

**Sec. 784. Application for Permit.** Any person engaged in the business, or hereafter desiring to engage in the business, of killing and preparing poultry for market or selling or delivering or offering for sale or delivery live or dressed poultry from a fixed place of business in the City and County of San Francisco prior to the effective date of this Article, and who desires to continue such business, shall make application for a permit so to do within thirty (30) days subsequent to the effective date of this Article.

**Sec. 785. Application, Form of.** Applications for permits as provided for in this Article shall be made to the Director on forms provided by the Department for each location at which poultry is proposed to be killed and dressed or sold or delivered or offered for sale or delivery. Applicants for permits under this Article shall, upon filing of the application, pay to the Department a fee of Ten (\$10.00) Dollars to cover the posting and advertising costs of said application.

**Sec. 786. Application, Proceedings on.** (a) **Investigation by Director.** The Director shall cause to be investigated the facts as set forth in the application and the premises for which the permit is requested.

(b) **Reference to City Planning Commission.** The Director shall forward a copy of said application to the City Planning Commission for approval as to zoning classification, and the City Planning Commission shall, within seven (7) days after receipt of said copy, inform the Director if, under the zoning laws of the City and County of San

Francisco, the business can be established and carried on at the proposed location.

(c) **Notice of Disapproval.** In the event that the application is disapproved by the Director, he shall so notify the applicant, in writing, giving the reason for such disapproval.

(d) **Correction of Conditions.** Upon receiving said written notice, such person shall have the opportunity of correcting such conditions as may have been the cause of said disapproval, within thirty (30) days after receipt of said written notice, provided that such condition is or conditions are subject to correction.

(e) **Permit upon Conditions Corrected.** If said conditions have been corrected to the satisfaction of the Director, said permit may be issued, or in the exercise of sound discretion, he may deny said permit.

(f) **Application. Time for Action on.** An application for said permit shall be acted upon by the Director within fifteen (15) days after the filing of such application.

(g) **Permit, Numbering and Expiration of.** Said permit shall be serially numbered and shall expire on July 30 of the then current fiscal year.

**Sec. 787. Classification of Permits.** Permits issued under the provisions of this Article shall be classified by the Director, as follows:

Class A—Wholesale Permit. Permit to kill and dress poultry and to sell or deliver or offer for sale or delivery live or dressed poultry.

Class B—Wholesale Permit. Permit to sell or deliver or offer for sale or delivery live or dressed poultry.

Class C—Retail Permit. Permit to kill and dress poultry and to sell or deliver or offer for sale or delivery, only at retail, live or dressed poultry.

Class D—Retail Permit. Permit to sell or deliver or offer for sale or delivery only, at retail, dressed poultry.

**Sec. 788. Permit to Tax Collector.** When any such permit is issued, the Director shall cause said permit to be forwarded to the office of the Tax Collector for delivery to the permittee, upon the payment in advance of license fee for the fiscal year, to defray the cost to the City and County of San Francisco of the necessary investigation, inspection and regulation as provided in this Article, as follows:

Class A—Wholesale, each establishment .....	\$250.00 per year
Class B—Wholesale, each establishment .....	94.00 per year
Class C—Retail, each establishment .....	152.00 per year
Class D—Retail, each establishment .....	17.00 per year

**Sec. 789. License, form of.** The Tax Collector shall issue a license to each permittee for which the fee was paid, showing thereon:

- (a) Name and address of the permittee;
- (b) Address at which business is to be conducted;
- (c) Number and class of permit;
- (d) Expiration date of the license, which date shall be the expiration date of the permit.

**Sec. 790. License Fee for Less than Fiscal Year.** Any person obtaining a permit as herein provided subsequent to January 1 of any year shall pay one-half of such license fee for that fiscal year.

**Sec. 791. Application for Renewal.** Application for the renewal of permit and license shall be made in the same manner as provided for the original application for a permit and license, and shall be made at least thirty (30) days prior to the expiration of the current permit and license. Failure to apply for the renewal of the permit



and license within the time specified shall cause the inspection service herein provided for to be discontinued at the expiration of the permit and license then in effect, and the permittee shall not again engage in such business until a new permit and license have been obtained. No charge shall be made for the renewal of a permit provided that application for such renewal is made within the time herein specified.

**Sec. 792. Permit and License not Transferable.** The permit and license provided for in this Article shall not be transferable, without the permission of the Director.

**Sec. 793. No Refund of Fees.** In case of discontinuance of business no refund of fees paid shall be made.

**Sec. 794. Posting of License and Permit.** Every such permit and license shall be plainly posted in a conspicuous place on the premises for which the permit and license were issued.

**Sec. 795. Authority to Revoke Permit.** The Director shall, after public hearing, have the power to revoke any such permit for violation by the permittee or by any of his or its servants, agents, or employees of any of the provisions of this Article, or of the rules and regulations of the Director made pursuant to this Article, or, if in the Director's opinion, it is deemed necessary for the protection of public health.

**Sec. 796. Method of Collecting and Accounting.** The Controller shall provide for the method of collecting and accounting for all amounts to become due under the provisions of this Article.

**Sec. 797. Exemption as to Fees.** Any person paying such fees shall be exempt from the payment of the fees provided for in Sections 35 and 36, Part III, San Francisco Municipal Code.

**Sec. 798. Hours of Business.** It shall be unlawful for any person within the City and County of San Francisco to sell or offer for sale any uncooked poultry during the hours from 6:00 P. M. of one day to 7:00 A. M., of the following day, or on Sundays; provided, however, that strictly Kosher poultry may be sold or offered for sale on Saturdays from sundown until twelve o'clock midnight, and on Sundays between the hours from 8:00 A. M. until twelve o'clock noon; provided further that no other uncooked poultry may be sold or offered for sale on the same premises where said Kosher poultry is sold or offered for sale during said hours.

**Sec. 799. Repeal.** Any and all ordinances, or parts thereof, in conflict with the provisions of this Article are hereby repealed, but only to such extent as conflict may exist, save and except that the provisions of Section 37, Chapter V, Part II, San Francisco Municipal Code, shall apply to the keeping and feeding of live poultry, as defined in Section 775 of this Article.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

### Action Deferred

The following recommendation of Exposition Committee was taken up:

### Closing of Golden Gate International Exposition

(Series of 1939)

Supervisor McSheehy presented Resolution No. ...., as follows:

Whereas, The Golden Gate International Exposition was originally scheduled to close on December 2, 1939, and

Whereas, The Directors of the Exposition Company have now decided to officially close the Exposition on October 29, 1939, and

Whereas, The termination of the Exposition prior to the time originally set therefor will not only deprive many of the eastern visitors wintering in California of the opportunity to see and enjoy it, but will also create, in the minds of the people of the nation, a conclusion that the operations of the Fair were unsuccessful, and will have an adverse effect on San Francisco; now, therefore, be it

Resolved, That this Board of Supervisors hereby addresses itself to the Directorate of the Golden Gate International Exposition Company and requests that body to inform this Board of the reason for closing the Fair prior to the date originally scheduled by them and so advertised to the nation.

*On motion for postponement by Supervisor McSheehy, who explained that he had been so requested by Mr. Cutler, President of the Exposition Company, in order to prevent embarrassment in the efforts to secure financial guarantees to enable the conducting of the Exposition for another year, consideration of the foregoing matter was postponed until October 23, 1939.*

### Adopted

Appointment of Citizens Committee to Arrange Proper Ceremonies for Closing of the Exposition  
(Series of 1939)

Supervisor Mead presented Resolution No. 587, as follows:

Whereas, The Board of Management of the Golden Gate International Exposition has announced that the Exposition will finally close on October 29, 1939, and

Whereas, It is fitting and proper that the final curtain on this Exposition be observed with appropriate closing ceremonies, and

Whereas, The citizens of San Francisco have actively supported the Exposition from the time the project was first proposed, and have contributed financially to its building and its progress and development, and

Resolved, That the Board of Supervisors of the City and County of San Francisco request his Honor, the Mayor, to appoint a citizens' committee to arrange for suitable ceremonies to be held at Treasure Island to commemorate this historic event of the closing of this great Exposition.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

### Adopted

The following recommendations of Streets Committee were taken up:

Approving Map Showing the Widening of Anza Street From Masonic Ave. to a Point 518.75 Feet Westerly, and Declaring Said Street an Open Public Street.

(Series of 1939)

Resolution No. 588, as follows:

Resolved, That certain diagram entitled "Map Showing the Widening of Anza Street from Masonic Avenue to a point 518.75' Westerly" approved the 22nd day of September, 1939, by Director of Public Works

Order No. 11,491, be and is hereby approved and made official, and parcels 1 and 2 shown attached thereon are hereby declared to be an open public street to be known as Anza Street.

*Adopted by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**Approving Map of Resubdivision of Lots 7, 8 & 9, Block 30 of West End Map No. 1, San Francisco, Cal., Accepting Navajo Avenue, and Approving and Accepting Bond for Taxes in Connection Therewith.**

(Series of 1939)

Resolution No. 589, as follows:

Resolved, That that certain map entitled "Map of Resubdivision of Lots 7, 8 and 9, Block 30 of West End Map No. 1, San Francisco, Calif., composed of 2 sheets," be and is hereby approved and adopted as the official map of Resubdivision of Lots 7, 8 and 9, Block 30 of West End Map No. 1, San Francisco, Calif., and that parcel of land delineated and designated thereon as Navajo Avenue, not heretofore dedicated to public use, is hereby accepted on behalf of the City and County of San Francisco and declared to be an open public street, dedicated to public use to be known as Navajo Avenue, and be it

Further Resolved, That the City and County of San Francisco accept that certain deed dated the 13th day of September, 1939, from Henry Stoneson, Hazel Stoneson, Ellis L. Stoneson and Bertha K. Stoneson, granting to the City and County of San Francisco all that land comprising Navajo Avenue, as delineated upon said map, and be it

Further Resolved, That certain bond in the sum of \$300, executed the 15th day of September, 1939, between Henry Stoneson, Hazel Stoneson, Ellis L. Stoneson and Bertha K. Stoneson, doing business as Stoneson Bros., a partnership, as Principal, and Massachusetts Bonding and Insurance Company, as Surety, running to the City and County of San Francisco, a municipal corporation, conditioned for the payment of all taxes or special assessments collected as taxes which are at the time of filing said map, a lien against the land or any part thereof as shown upon said map but not yet payable, be and is hereby approved and accepted; the said sum of \$300 being sufficient to cover all the taxes which are a lien upon the property described in said map and which are not yet payable, the amount of such taxes being estimated by the Controller of the City and County of San Francisco to be \$146.00.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

**Intention to Close and Abandon Portions of Otega Avenue Between Mt. Vernon and Ottawa Avenues**

(Series of 1939)

Resolution No. 590, (Code No.....), as follows:

Resolved, That the public interest requires that the certain following described portions of Otega Avenue, lying between Mount Vernon Avenue and Ottawa Avenue, be closed and abandoned; and be it

Further Resolved, That it is the intention of the Board of Super-

visors to close and abandon all those portions of Otega Avenue more particularly described as follows, to-wit:

PARCEL 1

COMMENCING at the point of intersection of the southwesterly line of Mount Vernon Avenue with the northwesterly line of Otega Avenue; thence southwesterly along said northwesterly line, 160 feet; thence at right angles southeasterly, 35 feet; thence at right angles northeasterly, 160 feet to said southwesterly line of Mount Vernon Avenue; thence at right angles northwesterly, along last mentioned line, 35 feet to said northwesterly line of Otega Avenue and point of commencement.

PARCEL 2

COMMENCING at the point of intersection of the southwesterly line of Mount Vernon Avenue and the southeasterly line of Otega Avenue; thence southwesterly, along said southeasterly line, 160 feet; thence at right angles northwesterly, 15 feet; thence at right angles northeasterly, 160 feet to said southwesterly line of Mount Vernon Avenue; thence at right angles southeasterly, along last mentioned line, 15 feet to said southeasterly line of Otega Avenue and point of commencement.

PARCEL 3

COMMENCING at a point on the northwesterly line of Otega Avenue, distant thereon 210 feet southwesterly from the southwesterly line of Mount Vernon Avenue; thence southwesterly, along said northwesterly line, 113.672 feet to the northeasterly line of Ottawa Avenue; thence deflecting  $71^{\circ} 02' 55''$  to the left and running southeasterly, along last mentioned line, 5.736 feet; thence easterly along the arc of a curve to the right, tangent to a line deflected  $50^{\circ} 50' 00''$  to the left from the preceding course, radius 38 feet, central angle  $46^{\circ} 22' 06''$ , a distance of 30.753 feet to a point on a line 35 feet at right angles southeasterly from and parallel with said northwesterly line of Otega Avenue; thence northeasterly, along said parallel line, 111.010 feet to a point thereon 210 feet at right angles southwesterly from said southwesterly line of Mount Vernon Avenue; thence at right angles northwesterly 35 feet to said northwesterly line of Otega Avenue and point of commencement.

PARCEL 4

COMMENCING at a point on the southeasterly line of Otega Avenue, distant thereon 210 feet southwesterly from the southwesterly line of Mount Vernon Avenue; thence southwesterly, along said southeasterly line, 129.869 feet; thence northerly, along the arc of a curve to the right, tangent to a line deflected  $135^{\circ} 20' 10''$  to the right from the preceding course, radius 40 feet, central angle  $8^{\circ} 28' 45''$ , a distance of 5.920 feet; thence northwesterly along the arc of a curve to the left, tangent to the preceding curve, radius 38 feet, central angle  $22^{\circ} 55' 53''$ , a distance of 15.209 feet to a point on a line 15 feet at right angles northwesterly from and parallel with said southeasterly line of Otega Avenue; thence northeasterly, along said parallel line, 115.189 feet to a point thereon 210 feet at right angles southwesterly from said southwesterly line of Mount Vernon Avenue; thence at right angles southeasterly, 15 feet to said southeasterly line of Otega Avenue and point of commencement.

Said closing and abandonment of said portions of Otega Avenue shall be done and made in the manner and in accordance with the provisions of Section 107 of the Charter of the City and County of San Francisco, and the General Laws of the State of California; and be it

Further Resolved, That the damage, cost, and expense of said clos-

ing and abandonment be paid out of the revenue of the City and County of San Francisco.

And the Clerk of this Board is hereby directed to transmit to the Department of Public Works a certified copy of this resolution, and the Department of Public Works is hereby directed to give notice of said contemplated closing and abandonment of said portions of Otega Avenue in the manner provided by law, and to cause notice to be published in the official newspaper as required by law.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

### Passage for Second Reading

The following recommendations of the Streets Committee were taken up:

**Amending Sec. 80, Chapter XI, Part II, of the San Francisco Municipal Code Deleting Post Street Between Kearny and Market From Prohibited Parking Area.**

(Series of 1939)

Bill No. 375, Ordinance No....., as follows:

An ordinance amending Section 80, Chapter XI, Part II, of the San Francisco Municipal Code, by deleting therefrom the following words: "Post Street between Kearny and Market Streets."

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 80, Chapter XI, Part II, of the San Francisco Municipal Code, providing for Parking Prohibited on Certain Streets, 7 A. M. to 6 P. M., is hereby amended by deleting therefrom the following words:

"Post Street between Kearny and Market Streets."

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Amending Sec. 94, Chapter XI, Part II of the San Francisco Municipal Code Adding Post Street between Montgomery and Kearny Streets to the Twenty Minute Parking Area.**

(Series of 1939)

Bill No. 376, Ordinance No....., as follows:

An ordinance amending Section 94, Chapter XI, Part II, of the San Francisco Municipal Code, by adding thereto the following words: "Post Street between Montgomery and Kearny Streets."

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 94, Chapter XI, Part II, of the San Francisco Municipal Code, providing for Twenty-Minute Parking at Specified Hours, is hereby amended by adding thereto the following words: "Post Street between Montgomery and Kearny Streets."

Approved as to form by the City Attorney.

*Passed for second reading* by the following vote:

Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

#### Re-reference to Committee

The following recommendation of the Streets Committee was taken up:

Changing Sidewalk Widths on Eureka St. Between 17th St. and 23rd St.

(Series of 1939)

Bill No. 377, Ordinance No....., as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered Twelve Hundred and Thirty-four (1234).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office October 3, 1939, by adding thereto a new section to be numbered Twelve Hundred and Thirty-four (1234) to read as follows:

Section 1234.

The width of sidewalks on Eureka Street between Seventeenth Street and Twenty-third Street shall be 10 feet.

Approved as to Form by the City Attorney.

#### Privilege of the Floor

Mrs. Anderson, property owner affected by the proposed change of sidewalk widths, protested against the proposed change, stating that sidewalks fronting her property had but recently been constructed, for which she had received a bill, and now the proposed reduction in sidewalk width would impose additional burden on her.

Whereupon, on motion by Supervisor Uhl, seconded by Supervisor McSheehy, the foregoing Bill was referred to Joint Committee of Finance and Streets.

#### Passage for Second Reading

Changing Sidewalk Widths on Capp St. Between 15th and 26th Sts.

(Series of 1939)

Bill No. 378, Ordinance No....., as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of



Sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered Twelve Hundred and Thirty-three (1233).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office September 29, 1939, by adding thereto a new section to be numbered Twelve Hundred and Thirty-three (1233) to read as follows:

Section 1233.

The width of sidewalks on Capp Street between Fifteenth Street and Twenty-sixth Street shall be nine (9) feet.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

### Changing Sidewalk Widths on Twenty-third Street Between Eureka and Diamond Streets

(Series of 1939)

Bill No. 379, Ordinance No....., as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered Twelve Hundred and Thirty-five (1235).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office October 3, 1939, by adding thereto a new section to be numbered Twelve Hundred and Thirty-five (1235) to read as follows:

Section 1235.

The width of sidewalks on Twenty-third Street between Market Street and Eureka Street shall be 15 feet.

THE WIDTH OF SIDEWALKS ON TWENTY-THIRD STREET BETWEEN EUREKA STREET AND DIAMOND STREET SHALL BE 10 FEET.

The width of sidewalks on Twenty-third Street between Diamond Street and Potrero Avenue shall be 15 feet.

Form approved by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Changing and Establishing Grades on 23rd St., 25th St., Texas St., Connecticut St., and Missouri St.**

(Series of 1939)

Bill No. 380, Ordinance No....., as follows:

Changing and re-establishing the official grades on 23rd Street between westerly line of Mississippi and Wisconsin Streets; 25th Street between a line parallel with and 5 feet easterly from Texas and Carolina Streets; Texas Street between a line parallel with and 366 feet northerly from 23rd and 25th Streets; Connecticut Street between 25th Street and a line parallel with 26th Street and 17 feet southerly therefrom; Missouri Street between 25th Street and a line parallel with Army Street and 523 feet northerly therefrom.

Whereas, The Board of Supervisors, on the written recommendation of the Director of Public Works, did on the 28th day of August, 1939, by Resolution No. 502 (Series of 1939), declare its intention to change and re-establish the grades on 23rd Street between westerly line of Mississippi and Wisconsin Streets; 25th Street between a line parallel with and 5 feet easterly from Texas and Carolina Streets; Texas Street between a line parallel with and 366 feet northerly from 23rd and 25th Streets; Connecticut Street between 25th Street and a line parallel with 26th Street and 17 feet southerly therefrom; Missouri Street between 25th Street and a line parallel with Army Street and 523 feet northerly therefrom.

Whereas, Said Resolution was so published for two days, and the Director of Public Works, within ten days after the first publication of said Resolution of Intention caused notices of the passage of said Resolution to be conspicuously posted along all streets specified in the Resolution, in the manner and as provided by law; and

Whereas, More than thirty days have elapsed since the first publication of said Resolution of Intention; therefore, Be It Ordained by the People of the City and County of San Francisco as follows:

Section 1. The grades on the following named streets at the points hereinafter named and at the elevations above City base as hereinafter stated, are hereby changed and established as follows:

Recommendation for the changing and establishing of grades as follows:

TWENTY-THIRD STREET:	Feet
Mississippi Street .....	90.00
(The same being the present official grade.)	
Texas Street .....	133.00
Missouri Street .....	220.00
(The same being the present official grade.)	
At a point 216.68 feet easterly from Arkansas Street and 48.21 feet southerly from Twenty-third Street northerly line.....	268.10
At a point 201.00 feet easterly from Arkansas Street and 78.38 feet southerly from Twenty-third Street northerly line.....	268.10
8 feet southerly from the northerly line of, 52.09 feet easterly from Arkansas Street .....	265.76
24 feet northerly from the southerly line of, 52.09 feet easterly from Arkansas Street .....	265.76
8 feet southerly from the northerly line of, at Arkansas Street westerly line .....	264.00
(The same being the present official grade.)	
24 feet northerly from the southerly line of, at Arkansas Street westerly line produced .....	263.50

8 feet southerly from the northerly line of, at Wisconsin Street easterly line .....	261.64
(The same being the present official grade.)	
24 feet northerly from the southerly line of, at Wisconsin Street easterly line .....	260.09
(The same being the present official grade.)	
Northerly line of, at Wisconsin Street .....	262.00
(The same being the present official grade.)	
Southerly line of, at Wisconsin Street .....	259.00
(The same being the present official grade.)	

#### TWENTY-FIFTH STREET

5 feet easterly from Texas Street .....	129.10
(The same being the present official grade.)	
Northerly line of, 10 feet westerly from Texas Street easterly line .....	130.00
(The same being the present official grade.)	
16 feet northerly from the southerly line of, 48 feet westerly from the easterly line of Texas Street produced .....	132.00
193.33 feet westerly from the easterly line of Texas Street produced .....	130.00
(The same being the present official grade.)	
At a point 23.61 feet westerly from the easterly end of the curb return (measured along the curb) at the northeast corner of Connecticut Street .....	89.95
16 feet northerly from the southerly line of, at Connecticut Street easterly line produced from the south .....	90.00
16 feet northerly from the southerly line of, at Connecticut Street westerly line produced from the south .....	90.00
At a point 12.01 feet easterly from the westerly end of the curb return (measured along the curb) at the northwest corner of Connecticut Street .....	88.18
50 feet easterly from Wisconsin Street .....	155.26
16 feet southerly from the northerly line of, at Wisconsin Street easterly line .....	163.75
At a point at the intersection of the arc of the southeast curb return and the easterly line of Wisconsin Street .....	161.81
1 foot southerly from the northerly line of, and 15 feet westerly from Wisconsin Street easterly line .....	164.34
Northerly line of, at Wisconsin Street .....	164.50
(The same being the present official grade.)	
26 feet southerly from the northerly line of, at Wisconsin Street westerly line .....	163.00
6 feet northerly from the southerly line of, at Wisconsin Street, westerly line .....	160.55
Carolina Street .....	180.00
(The same being the present official grade.)	

#### TEXAS STREET:

366 feet northerly from 23rd Street .....	132.50
(The same being the present official grade.)	
Twenty-third Street .....	133.00
10 feet westerly from the easterly line of, 400 feet southerly from 23rd Street .....	153.00
36 feet easterly from the westerly line of, 400 feet southerly from 23rd Street .....	153.00
10 feet westerly from the easterly line of 79.91 feet northerly from 25th Street .....	133.98

44 feet westerly from the easterly line of, 79.91 feet northerly from 25th Street .....	133.98
10 feet westerly from the easterly line of, 46.02 feet northerly from 25th Street .....	132.31
44 feet westerly from the easterly line of, 46.02 feet northerly from 25th Street .....	133.60
10 feet westerly from the easterly line of, at 25th Street northerly line .....	130.00
(The same being the present official grade.)	

## CONNECTICUT STREET:

Westerly line of, 16 feet northerly from 25th Street southerly line .....	90.00
Easterly line of, 16 feet northerly from 25th Street southerly line .....	90.00
23 feet easterly from the westerly line of, 7 feet southerly from 25th Street .....	86.99
23 feet westerly from the easterly line of, 7 feet southerly from 25th Street .....	86.99
23 feet westerly from the easterly line of, at the northerly line of 26th Street produced easterly.....	43.00
At a point 14.91 feet easterly from the westerly end of the curb return (measured along the curb) at the northwest corner of 26th Street .....	40.61
Westerly line of, 20 feet southerly from 26th Street northerly line .....	42.58
Westerly line of, 6 feet northerly from 26th Street southerly line .....	40.30
23 feet westerly from the easterly line of, at 26th Street southerly line produced from the west.....	40.00
(The same being the present official grade.)	
17 feet southerly from 26th Street.....	38.34
(The same being the present official grade.)	

On 23rd Street, between the westerly line of Mississippi Street and Wisconsin Street; on 25th Street between a line parallel with and 5 feet easterly from Texas Street and Carolina Street; on Texas Street between a line parallel with and 366 feet northerly from 23rd Street and 25th Street; on Connecticut Street between 25th Street and a line parallel with 26th Street and 17 feet southerly therefrom; and on Missouri Street between 25th Street and a line parallel with Army Street and 523 feet northerly therefrom, be changed and established to conform to true gradients between the grade elevations above given therefor and the present official grade of Missouri Street at a point 523 feet northerly from Army Street.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

## Establishing Grades on Cayuga, Modoc and Naglee Avenues

(Series of 1939)

Bill No. 381, Ordinance No. ...., as follows:

Establishing grades on Cayuga Ave. between a line 10 ft. westerly from the westerly line of Foote Ave. produced and a line 109.75 ft. westerly from the westerly line of Naglee Ave. produced; on Modoc Ave. between points 8.50 ft. northerly from the northerly line of Cay-

uga Ave. produced and a line 175 ft. northerly from the northerly line of Cayuga Ave. produced; and on Naglee Ave. between points 10 ft. northerly from the northerly line of Cayuga Ave. produced and a line 150 ft. northerly from the northerly line of Cayuga Ave. produced.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The grades on Cayuga Ave. between a line 10 ft. westerly from the westerly line of Foote Ave. produced and a line 109.75 ft. westerly from the westerly line of Naglee Ave. produced; on Modoc Ave. between points 8.50 ft. northerly from the northerly line of Cayuga Ave. produced and a line 175 ft. northerly from the northerly line of Cayuga Ave. produced; and on Naglee Ave. between points 10 ft. northerly from the northerly line of Cayuga Ave. produced and a line 150 ft. northerly from the northerly line of Cayuga Ave. produced, are hereby established at points hereinafter named and at heights above City base as hereinafter stated, in accordance with the recommendation of the Department of Public Works, filed in this office October 10, 1939.

#### CAYUGA AVENUE

Feet

10 feet westerly from the westerly line of Foote Ave. produced.....	186.90
(The same being the present official grade).	
15 feet southerly from the northerly line of 11.50 feet easterly from the easterly line of Modoc Avenue produced.....	192.13
15 feet southerly from the northerly line of 11.50 feet westerly from the westerly line of Modoc Avenue produced.....	194.10
110.25 feet easterly from Naglee Avenue produced.....	196.62
(Point of intersection of a 100 foot vertical curve)	
15 feet southerly from the northerly line of 10 feet easterly from the easterly line of Naglee Avenue produced.....	199.98
15 feet southerly from the northerly line of 10 feet westerly from the westerly line of Naglee Avenue produced.....	202.66
109.75 feet westerly from the westerly line of Naglee Avenue produced. (Point of intersection of a 100 foot vertical curve).....	206.00

#### MODOC AVENUE

12 feet westerly from the easterly line of 8.50 feet northerly from the northerly line of Cayuga Avenue produced.....	192.76
12 feet easterly from the westerly line of 8.50 feet northerly from the northerly line of Cayuga Avenue produced.....	193.47
100 feet northerly from the northerly line of Cayuga Avenue produced. (Point of intersection of a 100 foot vertical curve).....	194.03
175 feet northerly from the northerly line of Cayuga Avenue produced .....	200.03

#### NAGLEE AVENUE

15 feet westerly from the easterly line of 10 feet northerly from the northerly line of Cayuga Avenue produced.....	200.82
15 feet easterly from the westerly line of 10 feet northerly from the northerly line of Cayuga Avenue produced .....	201.82
150 feet northerly from the northerly line of Cayuga Avenue produced .....	202.72

On Cayuga Avenue between a line 10 feet westerly from the westerly line of Foote Avenue produced and a line 109.75 feet westerly from the westerly line of Naglee Avenue produced, on Modoc Avenue between points 8.50 feet northerly from the northerly line of Cayuga Avenue produced and a line 175 feet northerly from the northerly

line of Cayuga Avenue produced, and on Naglee Avenue between points 10 feet northerly from the northerly line of Cayuga Avenue produced and a line 150 feet northerly from the northerly line of Cayuga Avenue produced, be established to conform to true gradients between the grade elevations above given therefore.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

The following recommendations of Public Buildings, Lands and City Planning Committee were taken up:

**Fixing Date for Hearing Appeal, Rezone Northerly Line of California Street and Locust Street**

(Series of 1939)

Resolution No. 591, as follows:

Resolved, That the time for hearing the appeal from the decision of the City Planning Commission, denying application to rezone from Second Residential District to Commercial District, property located on the northerly line of California Street, 137' 6" east of Locust Street, is hereby set for Monday, October 23, 1939, at 2 o'clock P. M.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**An Ordinance Amending Section 56, Chapter I, Part II, of the San Francisco Municipal Code, Requiring Necessity for Filing a Cloth Plan for Frame Buildings and Alterations.**

(Series of 1939)

Bill No. 382, Ordinance No....., as follows:

An Ordinance amending Section 56, Chapter I, Part II, of the San Francisco Municipal Code, eliminating the necessity of filing a cloth plan for frame buildings and alterations.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 56, Chapter I, Part II, of the San Francisco Municipal Code is hereby amended to read as follows:

Section 56. *Application for Permit.* The Permit may be applied for and obtained by the owner or lessee direct or acting through an architect, engineer, contractor or other agent.

The application shall state the location of the proposed building or structure. It shall give the name and residence address of the actual owner or owners of the land and of the buildings or structure, the name and residence address of lessee or lessees, if any, and the name and address of the architect, engineer or designer of the building or structure.

The application shall be made upon blanks furnished by the Central Permit Bureau and shall conform to the requirements as indicated on the blanks so furnished.

The application shall be filed in duplicate and be accompanied by two (2) complete sets of plans and specifications which shall clearly



show all parts of the construction, including a plan of each floor of a new building. For "Class A," "Class B" and "Class C" buildings, one (1) of said sets of plans shall be on cloth.

If said application, plans and specifications are approved, such approval shall be endorsed on each thereof in writing by all interested departments and bureaus, and one of said applications, together with one (1) set of plans, which shall be said cloth plans if required, and one (1) set of specifications, all with such approval endorsed thereon, shall be securely bound together and delivered to the party obtaining the permit who must keep such application, plans and specifications on the premises where such construction is being conducted, open for inspection at all times during such construction, until final inspection is made in accordance with Section 165 of Article 5 of this Chapter. The owner shall be responsible for the plans being kept on the building.

The other application, set of plans and set of specifications after being approved and having such approval endorsed thereon in writing by all interested departments and bureaus, shall be indexed and kept on file by the Central Permit Bureau in such a manner as to be readily inspected by the public upon application to the chief clerk of the building permit office, and the erection, construction or alteration of said building, structure or any part thereof when proceeded with shall be constructed in accordance with such approved applications, plans and specifications and any modifications made in plans and specifications shall be subjected to further approval, such modifications shall be made to appear in the same form and date of such further approval, shall be endorsed on both the set of plans and specifications and be noted on the applications, filed in the office of the Central Permit Bureau and kept on the premises where such construction is being conducted.

When the estimated cost of erecting, altering or repairing any building or structure does not exceed One Thousand (\$1,000.00) Dollars the person, firm or corporation proposing to make such improvements shall file with the Central Permit Bureau in lieu of the plans and specifications hereinafter provided for, a statement in writing setting forth what repairs, alterations or improvements are contemplated, and describing the general character, nature and extent of the same.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

### Adopted

The following recommendations of Public Utilities Committee were taken up:

**Authorizing Agreement with Martha A. Arnold, Et Al., Extending Time Limit of Deed Including Sub-surface Easement, Foothill Tunnel of the Hetch Hetchy Aqueduct.**

(Series of 1939)

Resolution No. 592, as follows:

Authorizing agreement with Martha A. Arnold, et al.

Whereas, The City and County of San Francisco, under authority of Resolution No. 25673 (New Series) of the Board of Supervisors accepted a certain deed dated May 11, 1926, from Martha A. Arnold, et al., to certain property including a sub-surface easement for a

portion of the Foothill Tunnel of the Hetch Hetchy Aqueduct in Tuolumne County, California; and

Whereas, Said deed provides that under certain conditions if the natural flow of water in any springs on the land of the Grantors shall disappear or diminish, the City shall furnish to the Grantors a continuous supply of water sufficient for the present domestic, irrigation and stock watering requirements of the Grantors; and

Whereas, Said deed provides a time limit for the ascertainment of the amount of any damage which may be caused by the disappearance or diminution of the natural flow of water in said springs; and

Whereas, Said time limit was extended to October 1, 1939, by Resolution No. 4271 of this Board, adopted October 3, 1938; and

Whereas, Said Martha A. Arnold, et al., have requested a further extension of said time limit to October 1, 1940, and the Public Utilities Commission has recommended the further extension of said time limit.

Now, Therefore, Be It Resolved, That the Mayor and the Clerk of the Board of Supervisors are hereby authorized and directed to execute on behalf of the City and County of San Francisco, a written agreement with Martha A. Arnold, et al., extending said time limit of said deed to and until October 1, 1940, subject to all conditions contained in said deed, except as expressly modified in said agreement.

Recommended by the Manager of Utilities.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Authorizing Agreement with Veranus Ellinwood, Et Ux. for Foothill Tunnel Easement Hetch Hetchy Aqueduct.**

(Series of 1939)

Resolution No. 593, as follows:

Authorizing Agreement with Veranus Ellinwood, et ux.

Whereas, The City and County of San Francisco, a municipal corporation, under authority of Resolution No. 25673 (New Series), of this Board, accepted a certain deed dated August 10, 1926, from VERANUS ELLINWOOD, et ux., to an easement for a portion of the Foothill Tunnel of the Hetch Hetchy Aqueduct in Tuolumne County, California; and

Whereas, Said deed provides that under certain conditions, if the natural flow of water in any springs on the land of the Grantors shall disappear or diminish, the City shall furnish to the Grantors a continuous supply of water sufficient for the present domestic, irrigation and stock watering requirements of the Grantors; and

Whereas, Said deed provides a time limit for furnishing said water and for the ascertainment of the amount of any damage which may be caused by the disappearance or diminution of the natural flow of water in said springs; and

Whereas, Said time limit was extended to October 1, 1939 by Resolution No. 4269 of this Board, adopted on October 3, 1938; and

Whereas, The Public Utilities Commission has recommended the further extension of said time limit to October 1, 1940.

Now, Therefore, Be It Resolved, That the Mayor and the Clerk of

the Board of Supervisors are hereby authorized and directed to execute on behalf of the City and County of San Francisco, a municipal corporation, a written agreement with Veranus Ellinwood, et ux., extending said time limit of said deed to and until October 1, 1940, subject to all conditions contained in said deed except as expressly modified in said agreement.

Recommended by the Manager of Utilities.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Authorizing Agreement with Edwin T. Jasper, Et Al. for Foothill Tunnel Sub-Service Easement Hetch Hetchy Aqueduct.**

(Series of 1939)

Resolution No. 594, as follows:

Authorizing agreement with Edwin T. Jasper et al.

Whereas, the City and County of San Francisco under authority of Resolution No. 24746 (New Series) of this Board of Supervisors accepted a certain deed dated November 21, 1925, from Edwin T. Jasper et al., to a sub-surface easement for a portion of the Foothill Tunnel of the Hetch Hetchy Aqueduct in Tuolumne County, California; and

Whereas, said deed provides that under certain conditions if the natural flow of water in any springs on the land of the Grantors shall disappear or diminish, the City shall furnish to the Grantors a continuous supply of water sufficient for the present domestic, irrigation and stock watering requirements of the Grantors; and

Whereas, said deed provides a time limit for the ascertainment of the amount of any damage which may be caused by the disappearance or diminution of the natural flow of water in said springs; and

Whereas, said time limit was extended to October 1, 1939, by Resolution No. 4272 of this Board, adopted on October 3, 1938; and

Whereas, the Public Utilities Commission has recommended the further extension of said time limit to October 1, 1940.

Now, Therefore, Be It Resolved, that the Mayor and the Clerk of the Board of Supervisors in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute a written agreement with Edwin T. Jasper, et al., extending said time limit of said deed to and until October 1, 1940, subject to all conditions contained in said deed, except as expressly modified by said agreement.

Recommended by the Manager of Utilities.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Authorizing Agreement with Thomas M. Hughes re: Certain Property and Easement Foothill Tunnel Hetch Hetchy Aqueduct.**

(Series of 1939)

Resolution No. 595, as follows:

Authorizing agreement with Thomas M. Hughes.

Whereas, the City and County of San Francisco, under authority of Resolution No. 25094 (New Series) of this Board accepted a certain deed dated February 16, 1926, from Thomas M. Hughes, to certain property including an easement for a portion of the Foothill Tunnel of the Hetch Hetchy Aqueduct in Tuolumne County, California; and

Whereas, said deed provides that under certain conditions, if the natural flow of water in any springs on the land of the Grantor shall disappear or diminish, the City shall furnish to the Grantor a continuous supply of water sufficient for the present domestic, irrigation and stock watering requirements of the Grantor; and

Whereas, said deed provides a time limit for furnishing said water and for the ascertainment of the amount of any damage which may be caused by the disappearance or diminution of the natural flow of water in said springs; and

Whereas, said time limit was extended to October 1, 1939, by Resolution No. 4270 of this Board, adopted October 3, 1938; and

Whereas, the Public Utilities Commission has recommended a further extension of said time limit to October 1, 1940.

Now, Therefore, Be It Resolved, that the Mayor and the Clerk of the Board of Supervisors are hereby authorized and directed to execute on behalf of the City and County of San Francisco a written agreement with Thomas M. Hughes, extending said time limit of said deed to and until October 1, 1940, subject to all conditions contained in said deed, except as expressly modified by said agreement.

Recommended by the Manager of Utilities.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,  
BILLS AND COMMUNICATIONS NOT CONSIDERED OR  
REPORTED UPON BY A COMMITTEE.**

**Passed for Second Reading**

The following Bills, heretofore recommended by the Finance Committee, and on motion by Supervisor Uhl, Monday, October 9, 1939, referred to his Honor, the Mayor, for his approval before passage, and returned by the Mayor together with communication stating that if and when they should be passed by the Board, they would receive his attention, were again taken up:

**Amending Salary Ordinance, Increasing Salaries of Cost of Maintenance, and Then Providing for Reduction of Maintenance**

(Series of 1939)

Bill No. 361, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 59, (Department of Public Health—San Francisco Hospital), by changing the

salary under Item 41, one L2 Assistant Superintendent, from \$275 to \$310 and providing deduction for maintenance; by changing the salary under Item 45, two L156 Dentist (part time) from \$50 to \$62, and providing deduction for maintenance; and by changing the salary under Item 62, two L357 Resident Physician from \$100 to \$125, and providing deduction for maintenance effective July 1, 1939.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 59 is hereby amended to read as follows:

Section 59. **DEPARTMENT OF PUBLIC HEALTH—  
SAN FRANCISCO HOSPITAL (Continued)**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
41	1	L2	Assistant Superintendent (deduct B. R. & L.).....	310
42	1	L6	Superintendent (deduct \$150 full family maintenance) .....	733.33
43	1	L70	Physio-Therapist (part time) .....	100
44	2	L72	Electro - Cardiograph Technician (part time) .....	75
45	2	L156	Dentist (part time) (deduct B.).....	62
46	4	L202	Dietitian (deduct for R. & L.).....	137.50
47	1	L206	Chief Dietitian .....	175
48	1	L304	Pharmacist .....	225
49	1	L304	Pharmacist .....	200
50	2	L304	Pharmacist .....	190
51	1	L306	Senior Pharmacist .....	250
52	42	L352	Interne (deduct for B.R. & L.) .....	32
53	22	L354	House Officer (deduct for B.R. & L.).....	47
53.1	2	L356	Senior House Officer (deduct for B.R.&L.) .....	72
54	7	L356	Senior House Officer (deduct for B.R.&L.) .....	59.50
55	2	L360	Physician (part time) .....	75
56	3	L357	Resident Physician (deduct for B.R.&L.) .....	135
57	1	L360	Physician .....	175
58	1	L452	X-Ray Technician (deduct for B.R.&L.) (part time) .....	79.50
59	6	L452	X-Ray Technician (deduct for B. R. & L.) .....	135
60	1	L456	Senior X-Ray Technician (deduct for B. R. & L.).....	210
62	2	L357	Resident Physician (deduct for B. & L.) .....	125
63	1	M255	Bracemaker .....	77.50
63.1	1	O58	Gardener (deduct for B. R. & L.).....	87.50
64	1	O60	Head Gardener (deduct for R.).....	150
65	4	O166	Fireman, Stationary Steam Engines.....	185
66	4	O168	Engineer, Stationary Steam Engines.....	220
67	1	O172	Chief Engineer, Stationary Steam Engines (deduct for R.) .....	300

Approved by Civil Service Commission.

Approved as to Form by the City Attorney.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

An Ordinance Amending Bill 192, Ordinance 186, Section 43, (Department of Public Works—Bureau of Building Repair) by Changing Class Number and Class Title Under Item 13 from A252 Glazier to A253 Sub-foreman Glazier at \$9.50 per Day.

(Series of 1939)

Bill No. 362, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 43, (Department of Public Works—Bureau of Building Repair) by changing class number and class title under Item 13 from A252 Glazier to A253 Sub-foreman Glazier at \$9.50 per day.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 43, is hereby amended to read as follows:

**Section 43. DEPARTMENT OF PUBLIC WORKS—  
BUREAU OF BUILDING REPAIR**

Employments as required on miscellaneous repair of public buildings, including schools, as provided in Section 95 of the Charter. Number of employments is enumerated wherever the employee has attained permanent civil service tenure in this department. The employments are not established as continuing positions but "as needed" when the services are required and the funds are provided.

**INTERDEPARTMENTAL**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1		A56	Bricklayer .....	day \$ 12
3		A58	Marble Setter's Helper .....	day 6
4		A60	Marble Setter .....	day 10
5	1	A62	Tile Setter .....	day 10
5.1	1	A152	Hodcarrier .....	day 10
6	21	A154	Carpenter .....	day 9
7		A158	Sub-Foreman Carpenter .....	day 9.50
7.1	1	A160	Foreman Carpenter, D.P.W. ....	day 10
10	10	A202	Cement Finisher Helper .....	day 8
11	5	A204	Cement Finisher .....	day 9
12	3	A252	Glazier .....	day 8.80
13	1	A253	Sub-Foreman Glazier .....	day 9.50
14	1	A302	Locksmith .....	day 9
15	1	A302	Locksmith .....	per month 200
16	31	A354	Painter .....	day 9.75
16.1	3	A357	Foreman Painter .....	day 11
17		A380	Paper Hanger .....	day 10
18	1	A392	Plasterer .....	day 12
18.1		A396	Lather .....	day 10
19	25	A404	Plumber .....	day 10
20	12	A456	Sheet Metal Worker .....	day 10
21	1	A456	Sub-Foreman Sheet Metal Worker.....	day 10.50
22	10	A504	Steamfitter .....	day 10
23	1	A551	Apprentice .....	day 7
24	1	A551	Apprentice .....	day 6.50
24.1	1	A600	Roofer .....	day 9.68
25	1	B222	General Clerk .....	day 7



Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
26	1	C152	Watchman .....per month	145
27	1	C202	Window Cleaner .....per month	155
28	1	E108	Electrician .....per month	225
29	8	E108	Electrician .....day	10
30	1	J4	Laborer .....day	6
			Teams and trucks at rates established by purchaser's contract.	

Approved by the Civil Service Commission.

Approved as to Form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Re-Appropriation \$3,000 for Creation of Position of One Psychiatrist and Eliminating Position of One Resident Physician, Department of Public Health.**

(Series of 1939)

Bill No. 383, Ordinance No. ...., as follows:

Reappropriating the sum of \$3,000 out of surplus existing in Appropriation No. 953.101.00 to the credit of Appropriation No. 953.101.00; creating the position of one L-374 Physician in Psychiatry at \$285 (deduct for B-R-L) per month in the Department of Public Health, San Francisco Hospital, providing the compensation therefor for the period July 1, 1939 to June 30, 1940, and eliminating the position of one L-357 Resident Physician at \$250 per month in the same Department.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$3,000 is hereby reappropriated out of the surplus existing in Appropriation No. 953.101.00 to the credit of Appropriation No. 953.101.00 to provide funds for the compensation of one L-374 Physician in Psychiatry at \$285 (deduct for B-R-L) per month in the Department of Public Health—San Francisco Hospital—for the period July 1, 1939 to June 30, 1940.

Section 2. The position of one L-374 Physician in Psychiatry at \$285 (deduct for B-R-L) per month in the Department of Public Health—San Francisco Hospital—is hereby created. The position of one L-357 Resident Physician at \$250 per month in the same department and institution is hereby eliminated.

Approved by the Director of Public Health.

Approved as to Funds Available by the Controller.

Approved as to form by the City Attorney.

Approved by the Secretary of the Civil Service Commission.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**Request for Survey of Operation and Maintenance of Golden Gate Bridge with View to Ultimate Acquisition as Part of State Highway System.**

(Series of 1939)

Resolution No. 599, as follows:

Whereas, the Golden Gate Bridge connecting San Francisco and the Redwood Empire counties to the north was financed by the counties of San Francisco, Marin, Sonoma, Napa, Mendocino and Del Norte, with a \$35,000,000 bond issue, and

Whereas, the Golden Gate Bridge is a vital public convenience and necessity, carrying virtually all vehicular traffic between San Francisco and the North bay counties and is, in effect, an integral part of the State Highway System, and

Whereas, the first \$200,000 of the bond issue matures in 1942, and the Golden Gate Bridge and Highway District propose to set aside, as a sinking fund, the sum of \$50,000 in 1939, the sum of \$50,000 in 1940 and the sum of \$100,000 in 1941 to meet this obligation, and

Whereas, these bonds will be retired out of present bridge revenues without any cost or burden to the taxpayers of the bridge district, and

Whereas, the State Highway Commission is vested by law with the authority to construct, maintain and operate bridges as part of the State Highway System, and

Whereas, the citizens of San Francisco contribute millions of dollars annually in gasoline taxes to help support the maintenance and operation of the State Highway System and should be permitted to travel across the Golden Gate Bridge by automobile or other vehicle without the payment of tolls,

Now Therefore Be It Resolved, that the Board of Supervisors of the City and County of San Francisco respectfully requests the State Highway Commission to conduct an immediate survey of the maintenance and operation of the Golden Gate Bridge and Highway District with a view of acquiring the Golden Gate Bridge out of gasoline tax funds and maintaining it as a toll free bridge

And Be It Further Resolved that copies of this resolution be sent to His Excellency, Governor Culbert Olson, members of the State Highway Commission, and the Board of Supervisors of the counties of Marin, Sonoma, Napa, Mendocino and Del Norte.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

**President of Board to Appoint Committee of Supervisors to Represent San Francisco at Friant Dam Celebration, Central Valley Water Project.**

(Series of 1939)

Supervisor Shannon presented Resolution No. 600, as follows:

Whereas, November 5th will mark the opening of a celebration commemorating commencement of construction on the Friant Dam, part of the great Central Valley Water Project; and

Whereas, The agricultural and recreational advantages of the San Joaquin Valley will be enhanced by the completion of the Friant Dam, which will create a beautiful lake fifteen miles long, having a capacity of a half million acre feet of water, and saving and preserving the richest agricultural section of the State; and

Whereas, Our Central Valley neighbors will benefit from this development of the Central Valley Water Project; and

Whereas, The entire one hundred seventy million dollar project will redound to the benefit of San Francisco and all of Central and Northern California by its further development of one of the world's richest agricultural areas, in which the twelve million dollar Friant Dam will occupy a prominent position; and

Whereas, Pursuant to the recently expressed policy of this Board resulting in the establishment of an Advisory Committee on Regional Service to further promote and cement friendly relations between San Francisco and her neighboring communities, this celebration affords a splendid opportunity for San Francisco to lend its cordial cooperation; and

Whereas, The City and County of San Francisco has already donated the sum of \$5,000 to the Central Valley Water Project to aid in its promotion and as further evidence of our City's deep interest in the successful completion of this wonderful work; and

Whereas, The ceremonies will be attended by many notable Federal, State and County officials, including Secretary of the Interior Harold L. Ickes, Secretary of Agriculture Henry M. Wallace, Commissioner of Reclamation John C. Page, Culbert L. Olson, Governor of California, and Mayor Angelo J. Rossi of San Francisco; now, therefore, be it

Resolved, That this Board of Supervisors, on behalf of the people of the City and County of San Francisco, extends to the citizens of the Central Valley area the neighboring hand of friendship in congratulating them on this magnificent undertaking; and, be it

Further Resolved, That the President of this Board be and he is hereby authorized to appoint a committee of Supervisors to represent San Francisco at the Friant Dam celebration to be held November 5th.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McGowan—1.

### **In Memoriam, Dr. John Gallwey**

Supervisors Mead, Shannon, Schmidt and Roncovieri, and Dr. J. C. Geiger joined in paying tribute to the memory of the late Dr. John Gallwey, his character as a man, his eminence as a physician, and the affection and esteem of all San Franciscans for him. Supervisor Shannon, particularly, recalled his own debt to the Doctor, considering that he owed his life to Dr. Gallwey's skill and attention during a most serious illness, and expressed his own feeling of great personal loss, which feeling was shared by all who knew the eminent Doctor.

Supervisor Roncovieri, in concluding his tribute to the memory of the late Doctor, suggested that the entire Board attend the funeral services.

### **In Memoriam Resolution**

Resolved, San Francisco today mourns the passing of one of her noblest citizens, a man universally loved and admired by all who had the privilege of knowing him, Dr. John Gallwey, a man who stood at the head of his profession, nationally distinguished as a great physician and surgeon.

A product of the Golden Era of California, born in Grass Valley in 1863, he inherited from a pioneer mother and father all the splendid

characteristics of that brave and noble age. His Christ-like ministrations in San Francisco, the city he loved, are a part of its glorious history. A man of great courage with a commendable modesty before man and a profound humility before his God, he typified the highest kind of Christian gentleman.

Kind and considerate, Dr. John Gallwey's ministrations were as sweet and gentle as a mother's. His gentle smile and kindly touch healed many a wrecked body, where his medicine was futile and unavailing. A unique character, he served rich and poor, Jew and Gentile alike, and financial remuneration for his services was the last thought in his mind.

Wherefore, when we adjourn today let us do so out of respect and in honor of this truly great character, one of God's noblemen, Dr. John Gallwey. We who knew him and loved him are deprived of a good and faithful counselor and friend, and realize our irretrievable loss, for "his like we shall never see again."

Resolved, that this Board of Supervisors participate in the services at St. Mary's Cathedral and attend the funeral in a body.

Thereupon, Supervisor McSheehy moved that Supervisors Shannon, Mead and Schmidt be appointed to draft the proper resolution for the late Dr. Gallwey, and that same be properly engrossed for presentation to the deceased's widow.

*Unanimously adopted by rising vote.*

#### In Memoriam—Harry T. Crowley

(Series of 1939)

Supervisor Ratto presented Resolution No. ...., as follows:  
Whereas, Harry T. Crowley has been summoned to his eternal reward, and

Whereas, This community loses a citizen active in the civic and social life of San Francisco, a man devoted to his family, and the husband of the President of the South of Market Girls; now, therefore, be it

Resolved, That this Board of Supervisors notes with sorrow the passing of the late Harry T. Crowley, and extends its heartfelt condolences to his bereaved family; and be it

Further Resolved, That when this Board adjourns this day, it does so out of respect to the revered memory of the late Harry T. Crowley.

*Unanimously adopted by rising vote.*

#### In Memoriam, Leon Samuels

(Series of 1939)

Resolution No. ...., as follows:

Whereas, Death has taken from our midst the person of Leon Samuels, a life long resident of San Francisco, a practicing attorney of prominence, and a man active in the civic life of San Francisco; and

Whereas, The passing of Leon Samuels is a distinct loss to the community and will be deeply mourned by his many friends and associates; now, therefore, be it

Resolved, That the Clerk be and he is hereby directed to transmit to the bereaved family the Boards' expression of sympathy in this, their hour of sorrow; and be it

Further Resolved, That when the Board adjourns it do so out of respect to the revered memory of the late Leon Samuels.

*Unanimously adopted by rising vote.*

### Protest by Former School Teacher Against Dismissal

Margaret Claire Mulcahy, of 2491 California Street, a dismissed school teacher, appealed to the Board of Supervisors to obtain a hearing of her case, before the Board of Education.

Supervisor Mead, seconded by Supervisor McSheehy, after brief discussion, moved that request be made to the Board of Education, through the Clerk, that the lady be given a hearing.

### Explanation of Vote

Supervisor Colman, in discussing the foregoing motion, stated that while he was in sympathy with anyone in trouble, the Board of Supervisors had no jurisdiction at all over the Board of Education, and he would not, therefore, care to take any part in the controversy between the lady and the Board of Education. He must, therefore, vote "No" on the motion.

Thereupon, the roll was called and the motion carried by the following vote:

Ayes: Supervisors McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Noes: Supervisors Brown, Colman—2.

### Correction in Journal of Proceedings

Supervisor Brown called attention to error in Journal of Proceedings of the meeting of October 9, 1939, Page 1970, wherein a motion regarding reduction in admission charges to the Exposition and reduction in parking charges for automobiles at Treasure Island, was attributed to him, whereas it should have been attributed to Supervisor McGowan, and requested correction of same.

Correction ordered made.

### Proposals by State Relief Administration for Sponsorship by the City and County of San Francisco

Supervisor Brown presented communication from Edwin James Colley, Director of California State Relief Administration, San Francisco County, transmitting list of proposals for SRA work relief projects for sponsorship by the City and County of San Francisco.

Whereupon, Supervisor Shannon announced that the Coordinating Committee on Work Projects had the communication with list of proposed projects for consideration at its meeting on Thursday, October 19, and would, of course, after its deliberations, present the communication, together with the Coordinating Committee's recommendations, to the Board.

Supervisor Colman, however, requested that copy of communication be sent to each member of the Board.

### Uptown Terminal Facilities for Peninsula Traffic

Supervisor McSheehy presented a communication from Phil Thompson, transmitting copy of resolution adopted by the Central Council of Civic Clubs at its meeting on October 6, 1939, regarding the construction of uptown terminal facilities for Peninsula traffic in San Francisco, together with outline of a self-liquidating transit plan recommended by various transportation committees of the Council.

Referred to Streets Committee.

### Appointment of Controller to Serve as San Francisco's Representative on Executive Board of Alta California

Supervisor Ratto reported on recent meeting of Alta California, at which San Francisco was asked to send a representative to the Executive Board, the Regional Service Committee of San Francisco has re-

requested that Controller Harold Boyd be appointed so to serve, and on motion of Supervisor Ratto, seconded by Supervisor Uhl, Controller Harold Boyd was so appointed.

#### Meeting of Representatives of Peninsula County Boards of Supervisors

Supervisor Ratto presented communication from Jack Lynch, Supervisor of San Mateo County, confirming arrangements regarding meeting of representatives of the three Peninsula Boards of Supervisors at the City Hall, San Francisco, October 20, 1939, 10 A M.

#### Coordinating Commission

Supervisor Uhl read an item from the San Francisco News, Arthur Caylor's column, entitled "Needn't Worry, Mr. Taxpayer," regarding proposed legislation to provide for appointment of Coordinating Commission. In reply to comments thereon by Supervisor Uhl, Supervisor Shannon announced that the proposed legislation had been referred to the Mayor and to the Chief Administrative Officer for their recommendation, and has not yet been returned by them.

#### ADJOURNMENT

There being no further business, the Board, at the hour of 4:05 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors, October 23, 1939.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,  
City and County of San Francisco.



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Monday, October 23, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco



Franklin Typesetting Corporation

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# JOURNAL OF PROCEEDINGS

## BOARD OF SUPERVISORS

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**MONDAY, OCTOBER 23, 1939, 2 P. M.**

In Board of Supervisors, San Francisco, Monday, October 23, 1939,  
2 P. M.

The Board of Supervisors met in regular session.

### CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncoviari, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Quorum present.

President Warren Shannon presiding.

Supervisor Brown was noted present at 2:30.

Supervisor Meyer was excused from attendance at 4:10 P. M.

### APPROVAL OF JOURNAL

The Journal of Proceedings of the meeting of October 16, 1939, was considered read and approved.

### SPECIAL ORDER—2 P. M.

**Rezoning Northerly Line of California Street, 137 Feet 6 Inches  
Easterly From Locust Street**

Appeal from decision of the City Planning Commission denying application to rezone from Second Residential District to Commercial District, the northerly line of California Street, 137 feet 6 inches easterly from Locust Street.

### Privilege of the Floor

Mr. Ben Lerer, Attorney, representing the appellants, a group of doctors who desired to conduct a clinic on the property for which the proposed rezoning was requested, was granted the privilege of the floor.

### Consideration Continued

On motion by Supervisor Schmidt, who requested time to investigate more fully the proposed establishment, further consideration was postponed until October 30, 1939, and made a special order of business at 2:30 P. M.

**SPECIAL ORDER—2:30 P. M.****Passed for Second Reading**

The following recommendation of Public Buildings, Lands and City Planning Committee was taken up:

**Amending Section 74, Chapter 1, Part 2, of Municipal Code,  
Re Patent Chimney Fees**

(Series of 1939)

Bill No. 392, Ordinance No....., as follows:

Amending Section 74 of Chapter 1, Part II, of the San Francisco Municipal Code relating to patent chimneys, providing for licenses to be issued to persons, firms and corporations engaged in the business of altering, constructing or erecting patent chimneys, flues or fireplaces, and the amount to be paid for said licenses as well as the amount for a permit to erect a patent chimney, flue or fireplace, and repealing certain sections of the Municipal Code in conflict with this ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 74, of Chapter 1, Part II, of the San Francisco Municipal Code is hereby amended to read as follows:

Section 74. Chimney or Fireplace Installers. No person, firm or corporation shall engage in the business of erecting, constructing or installing or repairing brick, stone or other chimneys, flues or fireplaces in the City and County of San Francisco, nor shall any person, firm or corporation erect, construct, install or repair any chimney, flue or fireplace in said City and County unless said person, firm or corporation is duly licensed to so do as provided in this section. Any person desiring to obtain a license to engage in the business of erecting, constructing, installing or repairing chimneys, flues or fireplaces in the City and County of San Francisco shall make application for such license to the Central Permit Bureau of the Department of Public Works, and upon said license being granted shall pay to the Tax Collector the fee for said license, which is hereby fixed at Twenty Dollars (\$20.00) per year, provided that no license or other fee provided for in this section for the erection, construction, installation or repair of chimneys, flues or fireplaces shall be charged for chimneys, flues or fireplaces constructed of brick or stone, for the reason that the cost of the inspection of the last mentioned chimneys is provided for in Section 64 of this chapter. The said license fee shall be payable on January 1st of each year, and said license shall remain effective for one year. The full license fee for any license issued after January 1st in any year shall be paid, and such license shall expire on the 1st day of January of the following year. Upon said license being issued the name of the licensee shall be registered with said Central Permit Bureau, and said license shall be posted in a conspicuous place in the place of business of the licensee. Persons, firms or corporations paying the license herein provided for shall not be subject to the payment of any license fee as provided for in Sections 200 to 207 of Part III of the Municipal Code, so long as they perform only chimney work.

Upon the completion of the erection or repair of any brick, stone or patent chimney or fireplace connected with a patent chimney, it shall be the duty of the corporation, co-partnership or individual who performed said work to notify the Department of Public Works of such completion, who shall at once cause the same to be inspected, and if

found in compliance herewith shall make and deliver a certificate or report of such inspection to the corporation, co-partnership or individual that performed said work, which certificate or report shall specify whether or not said work has been performed in compliance with the provisions of this Chapter, and if not in compliance therewith shall state wherein said work does not comply with the provisions of this Chapter. It shall be the duty of the Department of Public Works to keep on file in its office a duplicate of said certificate or report which shall at all times be subject and readily accessible to the inspection of the public.

No flue, chimney, patent chimney or fireplace connected with a patent chimney hereafter constructed, altered or repaired shall be used until the same has been inspected by the building inspection bureau of the Department of Public Works, and until a label has been affixed to said flue, pipe or chimney by the Department of Public Works, certifying that said work has been done in compliance with the provisions of this Chapter; nor shall any gas flue pipe, gas vent, chimney, patent chimney be plastered over or otherwise enclosed in any building until such label shall have been so affixed.

No person, firm or corporation shall erect, construct, alter or repair any patent chimney or flue without a permit to so do issued by the Central Permit Bureau. The fees to be paid for said permit shall be as follows:

For each permit for patent chimneys or flues in new buildings Fifty Cents for each building, and for patent chimneys or flues in old buildings Two Dollars for each building. Said fees shall be payable to the Central Permit Bureau at the time said permit is issued, provided that said Central Permit Bureau may issue said permits for patent chimneys or flues in new buildings in books of twenty-five permits in each book upon the payment of Twelve Dollars and Fifty Cents (\$12.50) for each book, and in books of ten permits in each book for patent chimneys or flues in old buildings upon the payment of Twenty Dollars (\$20.00) for each book. The Director of Public Works and the Controller are hereby authorized to make the necessary rules and regulations for the issuance, use, accounting and return of said permits issued in book form.

Nothing in this ordinance contained shall prevent any person, firm or corporation that has been duly licensed and registered as a master plumber, as provided in Chapter 7, Part II, of this Code, from erecting, constructing, altering, installing or repairing patent chimneys and flues, provided that said master plumber shall pay to the Central Permit Bureau the fees herein provided for permits to erect, construct, alter, install or repair said chimneys and flues, and said master plumbers shall not be required to pay the license fee hereinbefore provided for in this ordinance.

Section 64, Chapter 1, Part II, of the San Francisco Municipal Code, in so far as it is in conflict with this section, is hereby repealed, and Section 130 of Part III of said Code is also repealed.

*October 2, 1939—Consideration postponed until October 9, 1939.*

*October 9, 1939—Over until 2:30 P. M. October 23, 1939.*

*October 23, 1939—City Attorney presents substitute ordinance as above.*

*Supervisor Uhl, Chairman of the Public Buildings, Lands and City Planning Committee, having announced that the foregoing legislation, as drafted, was satisfactory to all interested parties, the roll was called and the Bill was passed for second reading by the following vote:*

Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**SPECIAL ORDER 3 P. M.****Notice of Sale \$1,500,000 of Tax Anticipation Notes**

Sealed bids for the purchase of Tax Anticipation Notes issued by the City and County of San Francisco, pursuant to Ordinance No. 269, in the amount of one million five hundred thousand dollars (\$1,500,000) to be received by the Board of Supervisors up to the hour of 3 o'clock p. m. on Monday, October 23, 1939, and to be opened by said Board at said time.

The Tax Anticipation Notes are described as follows, to-wit:

Notes in the amount of one million five hundred thousand dollars (\$1,500,000) in denominations of ten thousand dollars (\$10,000) each, to be dated as of the day of delivery thereof and to be payable to bearer on December 21, 1939, and issued under authority of Ordinance No. 269 and payable exclusively out of taxes levied by said City and County of San Francisco for the fiscal year 1939-1940 without preference or priority of any one note over any other note. All of said notes shall constitute a first lien and charge against said taxes collected during the half of the fiscal year 1939-1940 in which said money represented by said notes, respectively, shall be borrowed and shall be repaid from the first moneys received from said taxes and before any part thereof is used for any other purpose. Any of said notes not paid at maturity shall nevertheless be paid out of moneys received from the taxes for said fiscal year 1939-1940 irrespective of the date the same shall be so received.

Said notes shall bear interest at the rate or rates not to exceed six (6) per cent per annum as shall be named by the bidder, said interest to be paid at maturity of said notes.

The said notes will be sold and awarded to the bidder or bidders offering to purchase the same at the lowest rate or rates of interest computed from the date fixed for the presentation of bids to December 21, 1939. If two or more bidders offer to purchase said notes at the same lowest rate or rates of interest, the Board of Supervisors shall determine which bid shall be accepted. Interest shall be computed on the basis of three hundred sixty-five (365) days per year.

The right is reserved by the Board of Supervisors to reject any or all bids.

All proposals for the purchase of said notes shall be accompanied by a deposit of five (5) per cent of the amount of the bid in lawful money of the United States, or by the deposit of a certified check or cashier's check for said five (5) per cent payable to David A. Barry, Clerk of the Board of Supervisors of the City and County of San Francisco, provided that no deposit need exceed the sum of ten thousand dollars (\$10,000); which deposit of money or check shall be forfeited by the bidder in case he fails to accept and pay for the notes bid for by him if his bid is accepted.

The approval of Messrs. Orrick, Dahlquist, Neff and Herrington, attorneys at law, San Francisco, California, as to the legality of the aforesaid notes will be furnished to the successful bidder or bidders for said notes without cost.

**Bids**

*The following proposals for the purchase of the one million five hundred thousand dollars (\$1,500,000) Tax Anticipation Notes were received, opened, read and referred to the Finance Committee.*

**1. CROCKER FIRST NATIONAL BANK OF SAN FRANCISCO**

For all, but not for any part less than all, of One Million Five Hundred Thousand Dollars (\$1,500,000) principal amount of City and County of San Francisco Tax Anticipation Notes,



which Notes shall constitute a first lien and charge against taxes collected during the fiscal year 1939-1940, to be sold at 3:00 o'clock P. M., October 23, 1939, to be dated as of the date of delivery thereof, and to be payable to bearer on December 21, 1939, without option of prior payment, said Notes to bear interest at the rate of one per cent (1%) per annum, payable at maturity, both principal and interest payable at the office of the Treasurer of said City and County of San Francisco, all Notes in the denomination of Ten Thousand Dollars (\$10,000), we bid the sum of par plus a premium of Twenty-three Dollars and Thirty-three Cents (\$23.33), plus accrued interest.

## 2. BANKAMERICA COMPANY

For the \$1,500,000 par value Tax Anticipation Notes of the City and County of San Francisco, as described in your regular printed notice of sale, we hereby bid you par and accrued interest to the date of delivery.  
The Notes above bid for are more particularly described as follows:

\$1,500,000 par value Tax Anticipation Notes of the City and County of San Francisco, California; of the denomination of \$10,000 each; said Notes to be dated as of the day of delivery thereof and to be payable to bearer on December 21, 1939; said Notes to bear interest at the rate of sixty-one one hundredths per centum (.61%) per annum; said interest to be paid at maturity of said Notes.

## 3. WEEDEN & CO.

For \$1,500,000 Tax Anticipation Notes of the City and County of San Francisco, to bear interest at the rate of *seven-eighths per cent* (.875%) per annum, we will pay you \$1,500,000, being the par value thereof plus a premium of \$10.00. These Notes are as described in your Notice of Sale.

### Adopted

Subsequently, during the proceedings, the following recommendation of the Finance Committee was received, read and adopted:

### Sale of \$1,500,000 Tax Anticipation Notes (Series of 1939)

Resolution No. 609, as follows:

Whereas, Due notice was given as provided by Ordinance No. 269 that sealed proposals for the purchase of One Million Five Hundred Thousand (\$1,500,000) Dollars Tax Anticipation Notes of the City and County of San Francisco would be received by the Board of Supervisors up to the hour of 3 o'clock P. M. on Monday, October 23, 1939, and opened and considered by said Board at said time; and

Whereas, Three bids were received and opened in accordance with the aforesaid notice of sale, and the same having been duly considered; therefore be it

Resolved, That the bid of Bankamerica Company, American Trust Company, Anglo California National Bank, By Bankamerica Company, By A. K. Browne, being the best bid offered, is hereby accepted, to-wit:

For the \$1,500,000 par value Tax Anticipation Notes of the City and County of San Francisco, as described in your regular printed notice of sale, we hereby bid you par and accrued interest to the date of delivery.

The Notes above bid for are more particularly described as follows:

\$1,500,000 par value Tax Anticipation Notes of the City and County of San Francisco, California; of the denomination of \$10,000 each; said Notes to be dated as of the day of delivery thereof and to be payable to bearer on December 21, 1939; said Notes to bear interest at the rate of sixty-one one hundredths per centum (.61%) per annum; said interest to be paid at maturity of said Notes.

That all other bids for said Notes be rejected and the Clerk is hereby directed to return the checks to the unsuccessful bidders.

*Adopted by the following vote:*

Ayes—Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.—11.

### SPECIAL ORDER—4:00 P. M.

#### Consideration of Report of E. G. Cahill, Manager of Utilities, on Water Rates

Resolution No. 542 on the subject of Water Rates presented by Supervisor McSheehy.

Consideration of the following report by Mr. E. G. Cahill, Manager of Utilities, on the subject of Water Rates, presented to the Board pursuant to request contained in Resolution No. 542, Series of 1939, was taken up:

#### Subject: Water Rates

October 9, 1939.

To the Honorable  
The Board of Supervisors  
City Hall, San Francisco.  
Gentlemen:

The Public Utilities Commission has directed me to report on the subject matter of Resolution No. 542, Series of 1939, adopted by the Board of Supervisors on September 18, 1939. This resolution reads as follows:

"Whereas, there is now available for the people of San Francisco a plentiful and inexhaustible supply of water, and

"Whereas, the excessive rates for water now in effect, require the rate payers to be stinting in their use of it, and

"Whereas, the home owner, particularly, is severely hampered in his endeavor to beautify his property, and the city, through the maintenance of trees, shrubs, lawns and gardens, because of the almost prohibitive cost of the water necessary therefor, now therefore, be it

"Resolved, that the Public Utilities Commission be and is hereby requested to consider the inauguration of a plan under which home owners shall hereafter pay a flat monthly rate for all water used, based on the average for each home consumer's water bills for the twenty-four months preceding the inauguration of such plan, or on any other basis that will give the people of San Francisco a flat rate."

The premises contained in the preamble of this resolution are not

factual. As every recognized authority and every public regulatory commission in the United States, having the jurisdiction over water supply systems, agree that metered sale of water is preferable to any system of flat rates, San Francisco would be justified in stepping back into an archaic water delivery scheme only if local conditions were entirely different from those generally found and upon which the conclusions of these experts are based.

It will be evident upon consideration of the assertions contained in the preamble to the resolution that there is nothing therein contained which would set San Francisco apart from other cities so as to make flat rates desirable here. It is stated:

"There is now available for the people of San Francisco a plentiful and inexhaustible supply of water."

This is not the fact.

Availability of water for the city of San Francisco and consumers on the San Francisco peninsula who purchase water from the city's system, is limited by the capacity of transmission mains and pumping plants which transport this water from storage reservoirs to consumers.

Delivery of water from the Hetch Hetchy project is limited to the capacity of the San Joaquin valley pipe line of the Hetch Hetchy aqueduct. This pipe line is 47½ miles in length and will carry 70 million gallons of water per day. To increase the capacity of the Hetch Hetchy aqueduct would require the laying of a parallel pipe line at a cost of from five to seven million dollars.

Delivery of water into San Francisco is further limited by the capacity of transmission mains from peninsula storage reservoirs into San Francisco. These mains, when completely utilized, will carry approximately 120 million gallons of water daily, which is the total supply the existing San Francisco Water Department can deliver.

Examining the problem of available water supply from another standpoint, we find that in a year of normal rainfall the peninsula and Calaveras watersheds of the San Francisco Water Department may be expected to produce about 50 million gallons of water per day. If we add that to the quantity available from Hetch Hetchy, that is, 70 million gallons of water daily, we find that in a normal year the total available supply is approximately 120 million gallons.

I want to emphasize that this quantity is available in a normal year, and that in a year of deficient rainfall the productivity of the Water Department sources, together with the quantity available from Hetch Hetchy, might fall as low as 90 million gallons of water per day. Two successive dry years such as have been experienced many times in the past would seriously deplete the reserves held in storage.

As against this available system capacity in a normal year, let us examine present and past consumption records. During the month of August, 1939, a total of 79,482,000 gallons of water was drawn from sources daily to meet consumption needs. In the month of August, 1938, the average daily input of water into the system was 67,896,000 gallons. In August, 1934, five years ago, the corresponding figure was 54,619,451 gallons.

Thus we find that the average daily consumption has increased from August 1934 to August 1939, a period of five years, by 24,863,000 gallons per day. This is an increase of 45.5 per cent or 7.75 per cent per year. If this same percentage of increase is maintained during the next five years, it will require 115 million gallons daily to supply San Francisco and peninsula water consumers during August 1944. This is close to the system's capacity.

It must be remembered that no matter what quantity of water the city may have in storage in far away reservoirs, the availability of that water for daily consumption is limited to the capacity of the pipe lines serving consumers, together with the few days' supply of

water stored in distribution reservoirs. Therefore, the system must be sufficiently large to meet the maximum peak demands for water service which ordinarily occur during the summer months. On Saturday, September 23, 1939, during the recent hot spell, demands on the Water Department system reached a record high of 92,543,000 gallons.

It has been shown that the available capacity of the peninsula pipe transmission mains is 120 million gallons daily. Thus we find that at the rate of increased consumption under metered deliveries which has been experienced during the past five years, the city's water system will be fully utilized by 1944 and that in the event we should experience two or more dry years in succession the producing capacity of the watershed lands would not be sufficient to meet requirements. This condition can be remedied only by extensive and expensive additions to the water transmission system.

For 60 years prior to 1916 all residential water service provided by the Spring Valley Water Company was on a flat rate basis. From 1916 to 1918 the company was engaged in installation of meters. Under an order of the California State Railroad Commission, since 1918 the Spring Valley system, which later became the system of the San Francisco Water Department, has been operated on a basis of metered delivery.

Careful records of water consumption by individuals and for the system as a whole were kept both by the Spring Valley Water Company and the California State Railroad Commission to determine the effect on consumption of water of metered delivery as compared with flat rate delivery. It was found that installation of meters resulted in a decrease of 25 per cent in the amount of water required to operate the system.

The substitution now of flat rate delivery of water for metered delivery would result in at least a 25 per cent increase in water requirements. By far the larger portion of this increase would represent wasted water not beneficially used by consumers.

Assuming that the increased consumption would amount to 25 per cent, we find that if a flat rate system had been in effect in San Francisco during the month of August 1939 it would have required 99,000,000 gallons of water daily to supply the city's consumers. On the same basis it would require 107,000,000 gallons of water daily to supply consumers in August 1940, and 115,000,000 gallons in August 1941.

If revenues are "frozen" at their present amount through a flat rate system increased only by the addition of new consumers to the system, sufficient funds cannot be provided from revenues to enlarge the system to the capacity required to transport wasted water. We cannot pay as we go, as we should, and it will be necessary to resort to repeated and expensive bond issues for this purpose. Under flat rates we would reach the limit of capacity of our present system in two years. It would be necessary to start bond proceedings immediately for construction of pipe lines needed in 1941.

The second assertion contained in the preamble to the resolution states:

"The excessive rates for water, now in effect, require the rate payers to be stinting in their use of it."

Three substantial water rate reductions have been ordered by the Public Utilities Commission during the seven years of operation under its jurisdiction. These reductions have meant a saving of approximately one million dollars a year to the system's consumers.

Under the plan proposed for flat rate deliveries by the resolution, which would base monthly rates on the average of each consumer's water bills for the 24 months preceding the installation of such a plan, consumers could not possibly enjoy a reduction in the amount of their present water bills. I believe most consumers would prefer a

reduction in water bills through lowered rates based on an equitable metered charge for water economically and beneficially used, rather than to pay the amount they now pay for the privilege of wasting water under a flat rate delivery.

It is the policy of the Public Utilities Commission, as evidenced by three rate reductions in the past, to make further reductions in rates based on actual consumption as recorded by meters as rapidly as revenues from the city's water properties justify further lowering of rates.

In considering the problem of proper water rates in San Francisco we must bear in mind that this city is located at the tip of a narrow peninsula without local watershed areas or adjacent rivers sufficient to supply the city's water needs at low cost. The semi-arid climate of the state of California, and the geographical location of San Francisco, have made it necessary to go first to the peninsula, then to Alameda County, and finally to the Sierra Nevada Mountains to obtain water supplies for the growing city and to provide storage facilities sufficient to meet the city's needs for water over extended periods of deficient rainfall. These undertakings have been expensive. They have been ever more expensive because it was economical to develop them then only in a manner which would provide for the city's water needs far into the future. It is natural that the cost of water in San Francisco, based largely upon the capital costs of the system, is higher than in many other cities enjoying water supply from close-by sources.

This fundamental reason for water cost in San Francisco cannot be cured by substitution of flat rates for metered rates. On the contrary, freezing of revenues by a flat rate system can result only in indefinite postponement of rate reductions.

The resolution of the Board of Supervisors states:

"The home owner, particularly, is severely hampered in his endeavor to beautify his property, and the city, through the maintenance of trees, shrubs, lawns and gardens, because of the almost prohibitive cost of the water necessary therefor."

The Spring Valley Water Company started serving water in San Francisco in 1858. From that time until 1918 all residential consumers of the company's system were served on a flat rate basis. For a period of sixty years home owners had the opportunity to plant and care for trees, shrubs, lawns and gardens under a flat rate charge. In spite of the presumed advantage of flat rates, comparatively few trees, shrubs, lawns and gardens were planted. Investigation discloses that most of the gardens and landscaped areas in San Francisco have been planted and irrigated with water supplied under metered delivery.

Most of the outlying residential districts of San Francisco in which the construction of individual homes makes possible development of garden areas in the front and rear of the structures, have been built since 1918. Any impartial survey of these areas will show that homes without gardens are comparatively rare. Block after block of the city's residential streets disclose well-cared for and fully irrigated lawns and gardens. This indicates that the cost of water for garden use is not prohibitive.

During the fiscal year 1938-1939 the San Francisco Water Department supplied free water to other city departments which, if paid for at metered rates, would have cost \$476,000. A large portion of this free water was used for irrigation of city-owned parks, playgrounds and other landscaped areas. In addition to this water furnished free by the department, the Public Utilities Commission now furnishes free water for irrigation of all parked and landscaped areas in or adjacent to public streets where the land is owned by the city and the developed area is maintained by property owners or district associations. This policy contributes materially to the beauty of the city.

It has been shown that San Francisco does not have a large quan-



tity of surplus water available to its consumers and that flat rates will lead to wastage of water, require premature enlargement of the system and make impossible the lowering of bills of consumers. These disadvantages could be overbalanced only by some material benefit to consumers. Such a benefit does not exist.

Experience in San Francisco and other cities has shown that more than 52 per cent of the consumers of a water system pay lower bills under metered delivery than they would pay under flat rates.

Flat rates work an injustice upon the small family and upon the family which is economical in use of water, and operate to the advantage of consumers who permit wastage through extravagant use of water, leaky pipes and plumbing fixtures. Flat rates encourage waste and ultimately make necessary increase in rates or in taxes to meet the cost of bond issues which must be voted to enlarge the water system to provide and deliver wasted water.

Under metered delivery sensible economy in use of water is encouraged. As the city grows, increased revenue from beneficial use of water makes possible necessary enlargement of the system on a pay-as-you-go plan, and provides funds to meet increased pumping costs to care for the growth.

Every major city of the United States and every recognized authority have found that the use of meters is the best plan under which the cost of providing water service may be fairly proportioned among the users. Under the flat rate system not only is the amount of money needed to operate the water system greater because of wastage, but the careful consumer who does not waste water is unjustly required to pay for the waste of his neighbor.

No just basis can be found for the assessment of water cost under flat rates. If flat rates are based on floor space of the home a family of two may be required to pay the same charges as a family of five or more.

Basing of flat rates on metered bills presented over a preceding 24 months' period provides no means of variation of charges with increase or reduction of the size of the family. This proposed basis would not permit any equitable method of assessing charges against new consumers.

To illustrate the difficulty of fixing water charges on a flat rate basis one has only to look at the flat rate ordinance passed by the Board of Supervisors to regulate charges of the Spring Valley Water Company prior to metering of the system. This ordinance made basic charges in accordance with the floor area of the home. In addition to this basic charge, a charge of 37c was made for each bathtub in a home. A charge of 21c was made for each horse and 10c for each cow. Boarding and lodging houses were charged 8c for each boarder or lodger in addition to the rates for private families. Irrigation for private gardens and private grounds cost .575c per square yard with no monthly charge less than 17c. Toilets in private buildings were charged at the rate of 25c each and stationary wash basins were assessed at 10c each. The ordinance also provided penalties for proven wastage.

Public records and authoritative treatises abound in evidence supporting the use of meters. In its issue of January 18, 1939, "Water Works Engineering," the official publication of the American Water Works Association, states:

"This office has no record of a city where metering has not proved beneficial."

Last year the Congress of the United States appointed a special board to survey the water system of Washington, D. C. In its report to Congress on June 30, 1939, this board stated:



"Unquestionably one lesson learned by the survey was the value of metered utility service. It seems almost incredible that a city would sell water to customers and charge them on a basis no public regulatory agency would permit a private utility to use. The further conclusion to be drawn from our experience was that no water ought to be furnished on any basis other than metered service."

W. W. Brush, formerly General Manager and Chief Engineer of the New York Water Supply, now a widely known consulting engineer, states:

"The gradual disappearance of flat rate cities is encouraging and Chicago is about to join the fully metered group. In time, we hope to have in the water supply industry the delivery of all our product through meters that are correctly selected for the work to be done and are efficiently maintained. Then we will be able to bill the consumers with justice to all."

The California State Railroad Commission has joined with the public service commissioners of practically every state in the union in ordering metered delivery of water by all major systems.

In its decision ordering metered rates in San Francisco, the Commission said:

"Throughout California, flat rates for water service have come to be recognized as unfair and inequitable as between consumers. These rates encourage the wasteful and selfish user to impose an unfair burden upon the thrifty and considerate.

"The equity and fairness of rates by measurement cannot be successfully challenged.

"With these considerations in mind we have adopted the meter rates set out in the order."

In the face of this unanimous conclusion by experts, abandonment of metered delivery in San Francisco would be a step back into the "dark ages" of public service.

There is a further and highly important factor in the problem. San Francisco's water rights in the Tuolumne River are based on the Raker Act passed by Congress in 1913, which granted the city the right to construct the Hetch Hetchy project. The right to divert water from the Tuolumne river into San Francisco is limited by that Act to the amount necessary to supplement the city's local supply. The Act requires that all of this water be "beneficially used." The city's Hetch Hetchy rights are further limited by the constitution of the State of California which requires that any appropriator of water in this semi-arid state may take only the amount which he can use beneficially and without wastage.

It is highly important to San Francisco that the city remain on friendly and co-operative terms with the great agricultural districts of the San Joaquin valley which are also dependent upon the waters of the Tuolumne river. Relations between the irrigation districts of the Tuolumne river and the city are now extremely good. By co-operation in utilizing the water resources of the Tuolumne, it has been possible to meet the needs of all irrigationists as well as the city. This co-operation has been possible only because of the evident good faith of San Francisco in utilizing its local water supplies to their utmost and in careful conservation of Tuolumne river water during years of deficient rainfall.

That the good relations existing between the irrigationists of the San Joaquin valley and the city of San Francisco may be endangered

by wastage of water through flat rates is evidenced by the following letter received by the Public Utilities Commission under date of September 26, 1939, from Mr. R. V. Meikle, Chief Engineer of the Turlock Irrigation District:

"To the Honorable  
The Public Utilities Commission  
City and County of San Francisco.  
Gentlemen:

It has come to the attention of the Turlock Irrigation District through newspaper articles that the Board of Supervisors of the City and County of San Francisco, at its meeting of September 18, 1939, adopted a resolution requesting the Public Utilities Commission to consider the substitution of a 'flat rate' schedule for consumers of the San Francisco water system in place of the charges now made on the basis of metered delivery service.

The Turlock Irrigation District owns extensive water rights on the Tuolumne River, which water rights are prior to any held by San Francisco for its Hetch Hetchy water supply. The District desires to protest most vigorously against any scheme of flat rate water delivery in San Francisco for the reason that it would result in a large wastage of water and thus would require materially increased diversions from the Tuolumne river.

In this connection may I call your attention to Section 9, Paragraph H, of the Raker Act, reading as follows:

'That the said grantee shall not divert beyond the limits of the San Joaquin valley any more of the waters from the Tuolumne watershed than, together with the waters which it now has or may hereafter acquire, shall be necessary for its *beneficial use* for domestic and other municipal purposes.'

I have underlined the words 'beneficial use' to emphasize the fact that the Congress of the United States never intended that the City and County of San Francisco should be permitted to waste the water which it is taking from the natural watershed of the Tuolumne River in the San Joaquin valley.

Reports published by the Spring Valley Water Company show that more than twenty per cent saving in water consumption was realized by that company when it substituted meter rates for flat rate charges twenty years ago. With an increase in per capita consumption of water for domestic purposes, it seems likely that the substitution of flat rates for meter charges at this time would result in at least a twenty-five per cent, and probably a larger, increase or wastage of water by San Francisco. This cannot be considered to be 'beneficial use.'

I believe that any such wastage of water from the Tuolumne river by San Francisco, thus depleting the total supply of water available for the many users on the river who are already frequently faced with water shortages, would lead to the bringing of appropriate legal action, both to enforce the provisions of the Raker Act and to protect the District and riparian users whose rights are prior to those of San Francisco.

I am transmitting this protest in good faith and in the belief that the people of San Francisco do not desire to take such a step with the knowledge that it would work a hardship on this District as well as other users; would breed animosity and would be of no material benefit to the people of San Francisco.

Very truly yours,

(Signed) R. V. MEIKLE,  
Chief Engineer."

This letter was transmitted to Mr. John J. O'Toole, City Attorney of the City and County of San Francisco, with a request for an opinion as to the validity of the contention that the city may be restrained by the courts from adopting a water delivery system entailing increased consumption. After quoting the section of the Raker Act incorporated in Mr. Meikle's letter, the City Attorney states:

"It is not necessary to determine at this time how binding this particular provision is upon the City, for the reason that it has never been construed by the courts, but irrespective of the Raker Act the general laws and the decisions of our courts will prevent any wastage of water which will damage any person having a right to the water, no matter whether that right be superior or subsequent to that of the waster, or whether it be appropriative or riparian."

The opinion then quotes section 3 of the constitution of California dealing with the conservation of water and restricting all use of water in California to the amount which may be beneficially or reasonably used without waste. The City Attorney further states:

"This section of the Constitution was given consideration in the recent case, *MERIDIAN, LTD., v. CITY AND COUNTY OF SAN FRANCISCO*, 97 Cal. Dec. 593, in which case the rights of the city to the waters of the Tuolumne river were adjudicated. In commenting upon the effect of the section the court said:

"Inasmuch as the prevention of waste of water is imposed on the riparian under the new doctrine, counsel for the plaintiff, in the "Questions Involved," inquire if this same restriction against waste is not imposed on a subordinate taker under an inferior right or no right. Obviously the answer is in the affirmative. The duty not to commit waste is enjoined on all users of water. An accepted definition of the term "waste," as applied to the use of water, may be said to be: "To use needlessly or without valuable result; to employ prodigally or without any considerable return or effect, and to use without serving a purpose."

"In view of the above provisions of the Raker Act and of the Constitution, and the construction placed on the last mentioned provision by our Supreme Court, I am of the opinion that if the eliminating of water meters would effectuate an undue wastage of water, anyone interested in the waters of the Tuolumne River would be in a position to call upon the courts to prevent such a wastage."

We therefore find:

1—That flat rates would lead to a wastage and non-beneficial use of water in San Francisco which could and would be restrained by the courts under provisions of the Raker Act and the constitution of the State of California.

2—That the present transmission main facilities of the Water De-

partment system are not sufficient to transport water which would be needlessly wasted under a flat rate system of delivery and it would therefore be necessary to undertake immediate enlargement of inadequate units of the system.

3—That this enlargement could not be financed from revenues under a pay-as-you-go plan and that it would be necessary to vote repeated, expensive bond issues for this purpose.

4—That rate reductions which may be possible from time to time as metered delivery of water legitimately increased would be postponed or made impossible by a flat rate system.

5—That experience of the Spring Valley Water Company indicates that 52 per cent of consumers in San Francisco pay less for water under a metered delivery than they paid under flat rates.

6—That all recognized authorities agree that the only fair and equitable method of apportioning the cost of water service is by means of meters, and that no public regulation agency would permit a major private utility to use flat rates.

7—That flat rates would be unfair and would inequitably distribute the cost of furnishing water to the citizens of San Francisco.

For these reasons I will not recommend to the Public Utilities Commission the substitution of flat rates for metered delivery in San Francisco.

Respectfully submitted,

E. G. CAHILL,  
Manager of Utilities.

EGC:S

### Argument

Following the reading of the foregoing report, the following reply thereto was presented by Supervisor Schmidt and read by the Clerk:

To the Honorable  
Board of Supervisors  
City Hall.  
Gentlemen:

On September 18, 1939, our Board adopted Resolution No. 542, Series of 1939, introduced by our President, Supervisor Shannon, which reads as follows:

"Whereas, there is now available for the people of San Francisco a plentiful and inexhaustible supply of water, and

"Whereas, the excessive rates for water now in effect, require the rate payers to be stinting in their use of it, and

"Whereas, the home owner, particularly, is severely hampered in his endeavor to beautify his property, and the city, through the maintenance of trees, shrubs, lawns and gardens, because of the almost prohibitive cost of the water necessary therefor, now therefore, be it

"Resolved, that the Public Utilities Commission be and is hereby requested to consider the inauguration of a plan under which home owners shall hereafter pay a flat monthly rate for all water used, based on the average for each home consumer's water bills for the twenty-four months preceding the inauguration of such plan, or on any other basis that will give the people of San Francisco a flat rate."

The above resolution was referred to the Public Utilities Commission for a report, which was sent to this Board on October 9, 1939, some six weeks later. Copies of this 15-page report were sent to each

member of the Board, stating that a great waste of water would result if the plan proposed in the resolution introduced by Supervisor Shannon were carried out, or in other words, the Commission is unalterably opposed to the removal of meters and the inauguration in San Francisco of a plan whereby water would be sold on a flat-rate basis similar to the system which existed for sixty years when the Spring Valley Water Company was the owner of the water system.

I feel that the Public Utilities Commission and its manager, Mr. Cahill, are making a great mistake and retarding the growth of San Francisco by maintaining here the highest water rates of any city of comparable size in the United States, thus penalizing home owners and industry alike by not permitting the use of our water surplus for beneficial purposes, while an average of 70,000,000 gallons of water is flowing into the Pacific Ocean every day from our own Hetch Hetchy supply.

May I submit to you the following statement of facts as to the statement that I just made in reference to high cost of water in San Francisco and the average of 70,000,000 gallons of water flowing into the ocean every day. I have here at hand telegrams from 15 large cities—Albany, Baltimore, Cincinnati, Kansas City, Cleveland, Columbus, Buffalo, Milwaukee, New York City, Pittsburgh, Detroit, Portland, Oregon, Minneapolis, Philadelphia, Boston—showing that the average cost of water of these fifteen cities to the consumer is 10½c per 100 cu. ft., while the average cost of water to the consumer here in San Francisco is 30c per 100 cu. ft., almost three times as much.

The following article appeared in the San Francisco "News" of September 11, 1937:

"10c WATER FOR PALO ALTO FORESEEN.

"HETCH HETCHY PIPELINE TO BE PROJECTED.

"CAHILL PLAN CALLS FOR EXTENSION OF SERVICE FROM REDWOOD CITY REGION.

"Ten-cent water for Palo Alto, Stanford University, Menlo Park and the Veterans' Home at Mayfield was foreseen today in Utilities Mgr. E. G. Cahill's plan to build a new Hetch Hetchy water pipeline.

"Mr. Cahill announced he would urge the Public Utilities Commission Monday to construct immediately a \$265,000 pipeline from Redwood City to Mayfield. Palo Alto would pay \$60,000, Stanford \$10,000, San Francisco the remainder.

"The line will bring Hetchy water to the Peninsula communities at the rate of 10c per 100 cubic feet. The low rate now applies only to new consumption, but will be general by the time the pipe is installed.

"Mr. Cahill said the quality of water consumed by residents of the affected communities would be far better than at present.

"A Public Works Administration grant of \$117,000 had been sought.

" 'We can't wait for this money any longer,' Mr. Cahill said. 'We're losing good business every day we delay. So I shall ask the commission to go ahead and build the pipe line with local funds.' "

The following statement was made in the San Francisco "Examiner" on August 16, 1937:

**"SAN JOSE, S. F. IN WATER RATE PACT.**

"San Jose, Aug. 15.—San Jose may have Hetch Hetchy water at 6 cents per thousand gallons if the city lays its own pipes from the Irvington portal and maintains its own lines, officials of San Francisco and San Jose agreed today.

"Following a conference between E. G. Cahill, manager of San Francisco's water system, and City Manager Clarence Goodwin of San Jose, the rate provided for an average daily consumption of 7,000,000 gallons here."

In the San Francisco "Call-Bulletin" on April 10, 1937, the following article appeared:

**"'FOUNTAIN CITY' PROPOSAL FOR S. F. HAILED.**

"Make San Francisco a 'City of Fountains'—

"This proposal, advanced editorially by the Call-Bulletin this week, has aroused enthusiastic response from San Francisco citizens and public officials.

"'I heartily endorse this public spirited suggestion,' declared Mayor Rossi. 'I have wished for a long time that some citizen might donate two fountains for the ponds in our Civic Center.

'To make San Francisco famous as a "City of Fountains," thus calling attention to our marvelous Hetch Hetchy water system, would do more to advertise the city than perhaps any other project.'

"City water might be furnished for the fountains without cost, E. G. Cahill, manager of utilities, revealed.

"'Should such fountains be built, I would recommend to the Utilities Commission that the city furnish water,' he said.

**"CAHILL POINTED OUT THAT MILLIONS OF GALLONS OF SURPLUS WATER ARE NOW FLOWING DAILY TO THE SEA.**

"Meanwhile the Call-Bulletin offices had been swamped with enthusiastic letters and telephone calls lauding the scheme.

"It will be brought before the City Planning Commission at an early date, it was indicated."

The following editorial appeared in the San Francisco "Examiner" on January 8, 1937:

**"CITY WATER IS FOR USE!**

"Supervisor James B. McSheehy has performed a service to San Francisco in urging that water rates to individual consumers be reduced. He urges that lower charges will benefit the consumer and will encourage the development of gardens and the planting of trees along the city's streets.

"The definite fact is that San Francisco receives more water from Hetch Hetchy than it can dispose of. More than half of its daily outlet of 128,000,000 gallons is turned over to the Modesto-Turlock Irrigation District for impounding, simply because the city has no other use for it.

"To encourage industry, wholesale rates on water were reduced recently, but there has been no cut in the charges to the individual consumer and property owner since December, 1934.



"Negotiations are pending to sell water at wholesale rates to suburban communities, which, the City's Water Department believes, will be a good business proposition.

"But good business should begin at home.

"Supervisor McSheehy advocates cancelling the present meter charges and placing flat rates on water, such as obtained prior to 1921. This system, he asserts, would encourage dooryard gardens.

"The Supervisor also advises the consumers' water bills be reduced by 10 per cent.

"San Francisco, with its magnificent and practically inexhaustible water supply, might well try 'Wholesaling' its product to the individual consumer, as it will do to business.

"The encouragement of gardens is part of the spirit of San Francisco.

"The city is curiously treeless, yet trees will grow here, as is proved by the results in Golden Gate Park and the parkway along Funston Avenue.

"A start could be made in planting trees along the wider streets, under the supervision of the Park Department.

"Until Hetch Hetchy water reached San Francisco, this city had only a bare necessity; now it has superabundance and should take advantage of that great supply.

"No one advocates impoverishing the Water Department through uneconomic rates, but the citizens should share in the advantage which the surplus usage of water gives.

"The Hetch Hetchy system was built for the good of the city. Its purpose should be fulfilled."

Section 130 of the Charter places the entire responsibility and the management of the Water Department under the Utilities Commission, and that Commission, which is appointed by his Honor the Mayor, through its manager, in a 15-page report state there is no wastage of water and not one gallon runs into the Pacific Ocean. That is not correct and the total consumption of water from Hetch Hetchy by all users in and outside of San Francisco, as compared with the flow over the dam, proves the statement is false. If there is no great surplus of water as Mr. Cahill contends, why are we selling it to other communities? And why are we selling it at rates less than one-third the rates charged our own consumers? I challenge Mr. Cahill and the Public Utilities Commission to justify those conditions.

The policy of the Water Department as it is being managed today under the Public Utilities Commission is not the one the people of San Francisco adopted when they bonded this City for \$130,000,000. We did so with the one thought in mind and that was to have the City receive a bountiful supply of water for the needs and growth of this City, and we find ourselves today with a Commission which has an entirely different thought. Their thought and object is to make money out of the Water Department and reflect it in the tax rate. This policy is entirely wrong and greatly retards the growth of this City.

For the first six years under their supervision the net profits of the Water Department were \$6,105,110, or an average of \$1,017,519 per year. They have carried their program of profit-making into our neighboring cities to the south, as revealed in the newspaper clippings which are part of this statement, showing the great advantages that other communities have over the bona fide home-owners of our City. The only beneficiaries of this average of \$1,000,000 per year contri-

bution to the budget and tax rate are the owners of large hotels and office buildings downtown, who use very little water on account of having their own wells.

Gentlemen, it is simply a matter of policy. On one hand you have Mr. Cahill representing the Public Utilities Commission stating that meters should not be taken out and the water rates should remain as they are, the highest of any city in the United States of comparable size; and on the other hand you have a resolution that this Board had adopted requesting their removal. The Charter is very clear, and places the supervision of the Water Department and the power to fix rates under the Utilities Commission. If the Commission does not consent to change the rates in the next five years, they will remain just as they are and we are powerless as a Board of Supervisors to change them. There is only one way that change can be made and that is by influencing the members of the Utilities Commission to change its policy or to remove the present Commission and replace it with members whose policy it will be, not to make money on the Water Department so as to reflect the same in the tax rate, but to cut the water rates, remove the meters and utilize an average of 70,000,000 gallons of water that is flowing into the Pacific Ocean every day, as outlined in Resolution No. 542. The matter to be determined is one of policy. The Public Utilities Commission favors the policy of using the profits from the operation of our Water Department to reflect a reduction in the tax rate, leaving the rates and the meters as they are, and allowing an average of 70,000,000 gallons of water daily to flow from Hetch Hetchy into the Pacific Ocean, while this Board of Supervisors and the people generally favor the policy of Resolution No. 542, introduced by our President, Supervisor Shannon, and adopted by this Board on September 18, 1939.

In view of the fact that Mayor Rossi appoints the members of the Public Utilities Commission, it would seem incumbent upon him to legally exert his influence upon the Utilities Commission in an endeavor to have that body reconsider its present policy on water rates and act to comply with the obvious desires of the public, by the establishment of flat rates for water to individual consumers.

I therefore move that this Board request his Honor the Mayor to prevail upon the Public Utilities Commission to the end that the policy set forth in Resolution No. 542 may be put into effect.

Yours very truly,

JAMES B. McSHEEHY,

October 23, 1939.

Supervisor.

#### Motion to Table

Supervisor Uhl, following the reading of the report by Mr. E. G. Cahill, and the reply thereto by Supervisor McSheehy, moved that both reports be tabled until after November 7, 1939.

Motion failed for want of a second.

#### Motion for Reference to the Mayor

Supervisor McSheehy, thereupon, repeated the motion incorporated in and made part of his report, that the Board request his Honor the Mayor to prevail upon the Public Utilities Commission to the end that the policy set forth in Resolution No. 542 may be put into effect. Motion seconded by Supervisor Mead.

#### Objection to Motion

Supervisor Colman, in speaking to the motion, stated that the answer to the resolution was given by Mr. Cahill in his report, and the matter was concluded, as far as he was concerned. He would not request the Mayor to put into effect the policy set forth in the resolution, in view of the report thereon by Mr. Cahill.

Thereupon, the roll was called and the motion failed by the following vote:

Ayes: Supervisors McSheehy, Mead—2.

Noes: Supervisors Brown, Colman, McGowan, Ratto, Shannon, Uhl—6.

Absent: Supervisors Meyer, Roncovieri, Schmidt—3.

#### Notice of Reconsideration

Before the result of the foregoing vote was announced, however, Supervisor McSheehy changed his vote from "Aye" to "No" and gave notice that he would move for reconsideration at the next meeting of the Board.

The vote then stood:

Ayes: Supervisor Mead—1.

Noes: Supervisors Brown, Colman, McGowan, McSheehy, Ratto, Shannon, Uhl—7.

Absent: Supervisors Meyer, Roncovieri, Schmidt—3.

### UNFINISHED BUSINESS

#### Final Passage

The following recommendations of Finance Committee, heretofore passed for second reading, were taken up:

**Authorizing Conveyance of Certain Land to the City Title Insurance Company in Exchange for Certain Other Land Required for the Proposed McLaren Park.**

(Series of 1939)

Bill No. 357, Ordinance No. 345, as follows:

Authorizing conveyance of certain land to the City Title Insurance Company in exchange for certain other land required for the proposed McLaren Park.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to Section 92 of the Charter of the City and County of San Francisco, the Director of Property, in lieu of sale, is hereby authorized and directed to arrange for trading certain City owned lands hereinafter referred to as Parcels "A," "B" and "C" to CITY TITLE INSURANCE COMPANY, in exchange for certain real property hereinafter referred to as Parcels 1 and 2.

Section 2. Said Parcels "A," "B" and "C" are portions of those certain lands described in Ordinances Nos. 206 and 284, Series of 1939, which lands were proposed to be sold under the provisions of said ordinances.

Section 3. All of said parcels are situated in the City and County of San Francisco, State of California, and are particularly described as follows:

#### PARCEL A:

COMMENCING at a point on the southwesterly line of Hamilton Street, distant thereon 100 feet southeasterly from the southeasterly line of Woolsey Street; running thence southeasterly along the southwesterly line of Hamilton Street 33 feet 4 inches; thence at a right

angle southwesterly 120 feet; thence at a right angle northwesterly 33 feet 4 inches; thence at a right angle northeasterly 120 feet to the point of commencement.

BEING a portion of University Mound Tract Survey Block No. 44.

PARCEL B:

COMMENCING at a point on the southeasterly line of Woolsey Street, distant thereon 30 feet northeasterly from the northeasterly line of Hamilton Street; running thence northeasterly along the southeasterly line of Woolsey Street 30 feet; thence at a right angle southwesterly 100 feet; thence at a right angle southwesterly 30 feet; thence at a right angle northwesterly 100 feet to the point of commencement.

BEING a portion of Block No. 1, Paul Tract Homestead Association.

PARCEL C:

COMMENCING at a point on the southeasterly line of Woolsey Street, distant thereon 60 feet northeasterly from the northeasterly line of Hamilton Street; running thence northeasterly along the southeasterly line of Woolsey Street 30 feet; thence at a right angle southwesterly 100 feet; thence at a right angle southwesterly 30 feet; thence at a right angle northwesterly 100 feet to the point of commencement.

BEING a portion of Block No. 1, Paul Tract Homestead Association.

PARCEL 1:

COMMENCING at a point on the northeasterly line of Knox Street, distant thereon 125 feet southeasterly from the southeasterly line of Burrows Street; running thence southeasterly along the northeasterly line of Knox Street 25 feet; thence at a right angle northeasterly 120 feet; thence at a right angle northwesterly 25 feet; thence at a right angle southwesterly 120 feet to the point of commencement.

BEING a portion of Block No. 155, University Extension Homestead Association.

PARCEL 2:

COMMENCING at a point on the northeasterly line of Harvard Street, distant thereon 125 feet southeasterly from the southeasterly line of Wayland Street; running thence southeasterly along the northeasterly line of Harvard Street, 125 feet; thence at a right angle northeasterly 120 feet; thence at a right angle southeasterly 50 feet; thence at a right angle northeasterly 120 feet to a point on the southwesterly line of Oxford Street, distant thereon 100 feet northwesterly from the northwesterly line of Woolsey Street; thence northwesterly along the southwesterly line of Oxford Street 100 feet; thence at a right angle southwesterly 120 feet; thence at a right angle northwesterly 75 feet; thence at a right angle southwesterly 120 feet to the point of commencement.

BEING a portion of Block No. 105, University Mound Survey.

Section 3. The Director of Property has made an appraisal of said real property and estimates the value of Parcels "A," "B" and "C" to be equal to the value of Parcels 1 and 2.

Section 4. The Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute the necessary deed for the conveyance of Parcels "A," "B" and "C" to the CITY TITLE

INSURANCE COMPANY, or its assignee. The Director of Property shall deliver said deed to the Grantee upon receipt of the necessary deed to Parcels 1 and 2, and shall record the latter deed.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

### Salary Ordinance Amendment to Provide for Two New Employments of Court Room Clerks at \$200 per Month.

(Series of 1939)

Bill No. 358, Ordinance No. 346, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 34, (Department of Finance and Records—County Clerk), by increasing the number of employments under Item 1 from 18 to 20 B152 Court Room Clerk at \$200.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 34, is hereby amended to read as follows:

#### Section 34. DEPARTMENT OF FINANCE AND RECORDS— COUNTY CLERK

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	20	B152	Courtroom Clerk .....	\$ 200
1.1	1	B154	Criminal Law Clerk.....	200
2	1	B156	Senior Criminal Law Clerk.....	220
3	1	B160	Civil Law Clerk .....	250
4	7	B160	Civil Law Clerk .....	200
5	1	B161	Cashier, County Clerk's Office.....	220
6	2	B164	Senior Civil Law Clerk.....	265
6.1	2	B164	Senior Civil Law Clerk.....	220
7	1	D168	Chief Clerk—County Clerk's Office.....	300
8	1	B169	County Clerk .....	500
9	8	B222	General Clerk .....	200
10	1	B222	General Clerk .....	175
12	1	B408	General Clerk-Stenographer .....	200
13	5	B512	General Clerk-Typist .....	200

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*To provide necessary clerks for the two recently appointed judges.*

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

**Salary Ordinance Amendment, to Provide for Two New Employments of Bailiff, at \$197 per Month.**

(Series of 1939)

Bill No. 359, Ordinance No. 347, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 9, (Sheriff) by increasing the number of employments under Item 16 from 27 to 29 D2 Bailiff at \$197.00 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 9, is hereby amended to read as follows:

**Section 9. SHERIFF**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1		Sheriff .....	\$ 666.66
2	1	B4	Bookkeeper .....	175
3	1	B84	Under Sheriff .....	300
4	1	B98	Confidential Secretary to Sheriff (exempt Sec. 32) .....	275
5	1	B222	General Clerk .....	250
6	2	B222	General Clerk .....	215
7	2	B222	General Clerk .....	155
8	1	B234	Head Clerk .....	250
9	1	B362	Produce Buyer and Storekeeper .....	215
10	1	B408	General Clerk-Stenographer .....	185
11	2	B512	General Clerk-Typist .....	175
12	1	C52	Elevator Operator .....	155
12.1	1	C52	Elevator Operator .....	145
13	4	C154	Keeper .....	160
13.1	1	C154	Keeper .....	155
13.2	2	C154	Keeper .....	145
14	1	C156	Head Keeper .....	200
16	29	D2	Bailiff .....	197
17	4	D3	Woman Bailiff .....	170
18	1	D5	Detention Hospital Bailiff .....	220
19	3	D52	Jail Matron .....	197
20	3	D52	Jail Matron .....	190
21-	2	D52	Jail Matron .....	180
21.1	2	D52	Jail Matron .....	170
22	2	D54	Head Jail Matron .....	210
23	9	D60	Jailer .....	197
24	5	D60	Jailer .....	190
25	3	D60	Jailer .....	180
26	7	D60	Jailer .....	170
27	1	D60	Jailer .....	225
28	6	D64	Captain of Watch .....	210
29	2	D66	Superintendent of Jail .....	275
30	8	D102	Writ Server .....	220
30.1	1	D102	Writ Server .....	215
31	1	D102	Writ Server .....	197
32	1	I12	Cook .....	195
33	1	I14	Junior Chef .....	182
34	1	K6	Senior Attorney, Civil (part time) .....	200
35	1	L360	Physician (Deduct for B. L. & R.) .....	335
36	1	O1	Chauffeur .....	180
37	1	O52	Farmer .....	200
38	1	O52	Farmer .....	145



Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
38.1	1	O52	Farmer .....	135
39	3	O168	Engineer of Stationary Steam Engines.... Seasonal, Clerical and other temporary services as needed, at rates not in ex- cess of salary standardization sched- ules.	220

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*To provide bailiffs in courts of the two recently appointed judges.*

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

An Ordinance Amending Bill 192, Ordinance 186, Section 54a, (Department of Public Health—Central Office), by adding Item 47.2, One 1204 Porter at \$85.00 per Month, and by Adding Item 49.1, One L54 Assistant Bacteriologist at \$140 per Month,

(Series of 1939)

Bill No. 360, Ordinance No. 348, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 54a, (Department of Public Health—Central Office), by adding Item 47.2, one 1204 Porter at \$85.00 per month, and by adding Item 49.1, one L54 Assistant Bacteriologist at \$140 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 54a, is hereby amended to read as follows:

Section 54a. **DEPARTMENT OF PUBLIC HEALTH—**

**CENTRAL OFFICE STATISTICS (Continued)**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
17	1	B222	General Clerk .....	\$ 190
18	1	B222	General Clerk .....	185
19	1	B228	Senior Clerk .....	190
20	2	B238	Hospital Statistician .....	190
21	1	B408	General Clerk-Stenographer .....	190
22	1	B408	General Clerk-Stenographer .....	125

#### MEAT INSPECTION

23	8	N56	Market Inspector .....	175
24	7	N56	Market Inspector .....	200
25	1	N58	Chief Market Inspector .....	225
26	7	N60	Abattoir Inspector .....	200

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
27	2	N62	Veterinarian .....	201
28	7	N62	Veterinarian .....	200
28.1	1	N63	Chief Abattoir Inspector .....	201

## COMMUNICABLE DISEASES

29	2	B408	General Clerk-Stenographer .....	125
29.1	3	B408	General Clerk-Stenographer (part time) .....	79.50
30	3	J74	Rat Catcher .....	115
30.1	3	J74	Rat Catcher .....	110
31	4	L370	Epidemiologist (part time) .....	225
32	1	L371	Director, Bureau of Communicable Diseases (part time) .....	350
33	1	P60	Supervising Nurse, Bureau of Communi- cable Diseases .....	165

## SYPHILIS UNIT

34	1	B408	General Clerk-Stenographer .....	155
35	1	P102	Registered Nurse .....	135
36	1	L360	Physician .....	150

## CLINICS

## Diagnostic Center

37	2	L360	Physician (part time) .....	150
38	1	L364	Pediatrician (part time) .....	100
39	1	P52	Field Nurse .....	165

## Howard Street Venereal Disease Clinic

39.1	1	L360	Physician .....	325
39.2	2	L360	Physician (part time) .....	150
39.3	1	P102	Registered Nurse .....	135
39.4	1	P52	Field Nurse .....	165
39.5	1	B408	General Clerk-Stenographer .....	125
39.6	1	I116	Orderly .....	85

## Bureau of Mental Hygiene

40	1	B408	General Clerk-Stenographer (part time) .....	75
41	1	L404	Psychologist .....	175
42	4	L404	Psychologist .....	150
43	1	L404	Psychologist (part time) .....	75
44	1	L408	Psychiatrist (part time) .....	200
45	1	L408	Psychiatrist (part time) .....	150

## BACTERIOLOGICAL LABORATORY

46	1	B222	General Clerk .....	190
47	1	C102	Janitress .....	75
47.1	1	I204	Porter .....	90
47.2	1	I204	Porter .....	85
48	1	L52	Bacteriological Laboratory Technician (part time) .....	79.50
49	2	L52	Bacteriological Laboratory Technician .....	125
49.1	1	L54	Assistant Bacteriologist .....	140
50	1	L56	Bacteriologist .....	225
51	3	L56	Bacteriologist .....	175

Item	No. of No. Employees	Class No.	Class-Title	Maximum Monthly Rate
52	1	L58	Director of Laboratories .....	275
53	1	L60	Bacteriological Milk Inspector .....	250
54	1	L64	Consultant, Bacteriologist (part time) ....	75

Approved by Civil Service Commission.

Approved as to form by the City Attorney.

*Positions made necessary because of new state law requiring pre-marital examinations, and the increasing number of serological tests to be performed by Department of Public Health.*

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Reappropriating \$600 Out of the Surplus Existing in Appropriation No. 956.101.00 to the Credit of Appropriation No. 956.101.00, creating the Position of One B454—Telephone Operator (Part Time) at \$75 per Month in the Public Welfare Department, and Providing the Compensation Therefor for the Period November 1, 1939 to June 30, 1940.

(Series of 1939)

Bill No. 363, Ordinance No. 349, as follows:

Reappropriating \$600 out of the surplus existing in Appropriation No. 956.101.00 to the credit of Appropriation No. 956.101.00, creating the position of one B454—Telephone Operator (part time) at \$75 per month in the Public Welfare Department, and providing the compensation therefor for the period November 1, 1939 to June 30, 1940.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$600 is hereby appropriated out of the surplus existing in Appropriation No. 956.101.00 to the credit of Appropriation No. 956.101.00 to provide funds for the compensation of one B454—Telephone Operator (part time) at \$75 per month in the Public Welfare Department for the period November 1, 1939 to June 30, 1940.

Section 2. The position of one B454 Telephone Operator (part time) at \$75 per month in the Public Welfare Department is hereby created.

Recommended by the Director of Public Welfare.

Approved by the Public Welfare Commission.

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

Approved as to Funds Available by the Controller.

Approved by the Mayor.

*Position made necessary by increased number of calls and by the addition of locals and trunk lines on telephone board in Department of Public Welfare.*

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

An Ordinance Amending Bill 192, Ordinance 186, Section 66, (Public Welfare Department), by Adding Item 12.1, one B454 Telephone Operator, (Part Time) at \$75.00 per Month.

(Series of 1939)

Bill No. 364, Ordinance No. 350, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 66, (Public Welfare Department), by adding Item 12.1, one B454 Telephone Operator, (part time) at \$75.00 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 66, is hereby amended to read as follows:

### Section 66. PUBLIC WELFARE DEPARTMENT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	2	B4	Bookkeeper .....	\$ 175
2	1	B14	Senior Accountant .....	275
3	1	B210	Office Assistant .....	85
4	7	B222	General Clerk .....	150
5	1	B228	Senior Clerk .....	200
6	1	B239	Statistician .....	180
7	48	B408	General Clerk-Stenographer .....	150
8	1	B408	General Clerk-Stenographer .....	160
9	1	B408	General Clerk-Stenographer .....	175
10	1	B408	General Clerk-Stenographer .....	185
11	2	B412	Senior Clerk-Stenographer .....	175
11.1	1	B419½	Secretary, Public Welfare Commission.....	200
12	2	B454	Telephone Operator .....	150
12.1	1	B454	Telephone Operator (part time).....	75
13	1	B510	Braille Typist .....	150
14	23	B512	General Clerk-Typist .....	150
15	1	L360	Physician .....	150
16	66	T152	Junior Social Service Investigator.....	150
17	1	T152	Junior Social Service Investigator.....	155
18	6	T152	Junior Social Service Investigator.....	165
19	30	T156	Social Service Investigator .....	150
20	7	T156	Social Service Investigator .....	180
21	1	T158	Supervisor of Inquiries .....	180
22	3	T160	Senior Social Service Investigator .....	200
23	1	T160	Senior Social Service Investigator .....	215
24	3	T161	Case Supervisor .....	225
25	1	T161	Case Supervisor .....	200
26	1	T165	Social Service Director .....	300
27	1	T163	Director of Public Welfare .....	500
28	1	T165	Social Service Director .....	250

Seasonal, Clerical and other Temporary services (as needed) at rates not in excess of Salary Standardization Schedules.

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

**Amending San Francisco Municipal Code to Provide Annual  
License Fee for Employment Offices, of \$12.00.**  
(Series of 1939)

Bill No. 369, Ordinance No. 351, as follows:

Amending San Francisco Municipal Code, Part III, Article 2, Section 113, to provide an annual license fee for employment offices, of twelve (\$12.00) dollars, effective January 1, 1940.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Part III, Article 2, Section 113, San Francisco Municipal Code, is hereby amended to read as follows:

Section 113. *Employment Offices.* Every person, firm or corporation maintaining or conducting an intelligence office shall pay a license fee of Twelve (\$12.00) Dollars per annum.

Section 2. This ordinance shall become effective January 1, 1940.

Approved as to Form by the City Attorney.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

**Appropriation \$3459 From Emergency Reserve Fund for Creation  
of Two Positions of Court Room Clerk.**  
(Series of 1939)

Bill No. 370, Ordinance No. 352, as follows:

Authorizing the appropriation of \$3459 out of the Emergency Reserve Fund to the credit of Appropriation 931.101.00, creating the positions of two B-152 Court Room Clerks at \$200 per month in the Department of Finance and Records, County Clerk's Office, and providing the compensation therefor for the period October 12, 1939, to June 30, 1940.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$3459 is hereby appropriated and set aside out of the Emergency Reserve Fund to the credit of Appropriation No. 931.101.00 to provide the compensation for two B-152 Court Room Clerks at \$200 per month in the Department of Finance and Records, County Clerk's Office, for the period October 12, 1939, to June 30, 1940.

Section 2. The positions of two B-152 Court Room Clerks at \$200 per month in the Department of Finance and Records, County Clerk's Office, are hereby created.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

**Appropriation \$2940 for Creation of Two Positions as Bailiff**  
(Series of 1939)

Bill No. 371, Ordinance No. 353, as follows:

Authorizing the appropriation of \$2940 out of the Emergency Reserve Fund and \$467 out of the surplus existing in Appropriation No. 997.101.00 to the credit of Appropriation 907.101.00, creating the positions

of two D-2 Bailiffs at \$197 per month in the Sheriff's Department, and providing the compensation therefor for the period October 12, 1939, to June 30, 1940.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$2940 is hereby appropriated and set aside out of the Emergency Reserve Fund and \$467 out of the surplus existing in Appropriation No. 907.101.00 to the credit of Appropriation No. 907.101.00 to provide the compensation for two D-2 Bailiffs at \$197 per month in the Sheriff's Department for the period October 12, 1939, to June 30, 1940.

Section 2. The positions of two D-2 Bailiffs at \$197 per month in the Sheriff's Department are hereby created.

*Finally passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

## NEW BUSINESS

### Adopted

The following recommendations of Finance Committee were taken up:

#### Refunds of Erroneous Payments of Taxes

(Series of 1939)

Resolution No. 601, as follows:

Resolved, That the following amounts be and are hereby authorized to be paid to the following, being refunds of erroneous payments, as follows:

1. United Greek Orthodox Church, per Lot 19A, Block 3532, 2nd installment, 1937-1938 delinquent taxes. Assessment to be cancelled.
- FROM DUPLICATE TAX FUND—APPROPRIATION 905:
2. Alberton Realty, Inc., per Vol. 4, Page 42, Line 11, Unsecured Personal Property, Fiscal Year 1938.....\$17.42

*Adopted* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

#### Authorizing City Architect to Attend State Association of California Architects Convention at Santa Barbara

(Series of 1939)

Resolution No. 602, as follows:

Whereas, The annual convention of The State Association of California Architects will be held on the 26th, 27th and 28th days of October, 1939, in the City of Santa Barbara, California; and

Whereas, Many architectural matters pertaining to public buildings will be discussed at said convention; and



Whereas, The City Architect of the City and County of San Francisco should be represented at, and participate in said conference; now, therefore, be it

Resolved, That the City Architect of the City and County of San Francisco be, and he is hereby authorized to attend said convention at said time and place.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

### Passage for Second Reading

**Authorizing an Appropriation of \$11,970.11 Out of the Emergency Reserve Fund to the Credit of the Department of Public Health, for the Purpose of Paying Cash Allowances to Employees of the Laguna Honda Home, San Francisco Hospital and Hassler Health Home for Laundry and Meals Not Furnished and Not Contracted for During the Month of September, 1939.**

(Series of 1939)

Bill No. 384, Ordinance No....., as follows:

Authorizing an appropriation of \$11,970.11 out of the Emergency Reserve Fund to the credit of the Department of Public Health, for the purpose of paying cash allowances to employees of the Laguna Honda Home, San Francisco Hospital and Hassler Health Home for laundry and meals not furnished and not contracted for during the month of September, 1939.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$11,970.11 is hereby appropriated and set aside out of the Emergency Reserve Fund to the credit of the following Department of Public Health appropriations for the purpose of paying cash allowances to employees of the Laguna Honda Home, San Francisco Hospital and Hassler Health Home for laundry and meals not furnished and not contracted for during the month of September, 1939.

#### **Laguna Honda Home**

No. 951.101.00-2	Laundry Allowance .....	\$ 34.84	
No. 951.101.02-2	Laundry Allowance .....	126.45	
No. 951.102.00-2	Laundry Allowance .....	6.83	
No. 951.102.50-2	Laundry Allowance .....	.84	168.96
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No. 951.101.00-3	Meal Allowance .....	857.73	
No. 951.101.02-3	Meal Allowance .....	857.30	
No. 951.102.00-3	Meal Allowance .....	74.25	
No. 951.102.50-3	Meal Allowance .....	2.80	1,792.08
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#### **San Francisco Hospital**

No. 952.101.00-2	Laundry Allowance ....	5.33	
No. 952.101.01-2	Laundry Allowance ....	12.26	
No. 953.101.00-2	Laundry Allowance ....	13.01	
No. 953.101.02-2	Laundry Allowance ....	180.38	
No. 953.101.03-2	Laundry Allowance ....	530.44	
No. 953.101.04-2	Laundry Allowance ....	13.50	
No. 953.101.06-2	Laundry Allowance ....	5.00	cr.
No. 953.102.00-2	Laundry Allowance ....	15.00	
No. 953.102.50-2	Laundry Allowance ....	.50	765.42
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No. 952.101.00-3	Meal Allowance .....	205.66	
No. 952.101.01-3	Meal Allowance .....	66.32	
No. 953.101.00-3	Meal Allowance .....	474.96	
No. 953.101.02-3	Meal Allowance .....	4,680.08	
No. 953.101.03-3	Meal Allowance .....	3,015.28	
No. 953.101.04-3	Meal Allowance .....	244.30	
No. 953.102.00-3	Meal Allowance .....	245.76	
No. 953.102.50-3	Meal Allowance .....	9.00	8,941.36

**Hassler Health Home**

No. 955.101.00-2	Laundry Allowance ....	7.91	
No. 955.101.01-2	Laundry Allowance ....	19.45	
No. 955.102.00-2	Laundry Allowance ....	2.45	29.82

No. 955.101.00-3	Meal Allowance .....	159.44	
No. 955.101.01-3	Meal Allowance .....	99.30	
No. 955.102.00-3	Meal Allowance .....	13.73	272.47

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\$11,970.11

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved as to Form by City Attorney.

Approved by the Mayor.

Approved as to funds available by the Controller.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

**Appropriation \$12,916.86 City Aid Miguel and Beacon Streets**

(Series of 1939)

Bill No. 385, Ordinance No....., as follows:

Authorizing a supplemental appropriation in the sum of \$12,916.86 from the surplus in Appropriation 948.804.00 to the credit of Appropriation 948.905.00 for city aid necessary to perform street work in Miguel Street from the existing pavement west of Fairmount Street to Beacon Street and Beacon Street from Miguel Street to Harry Street; said work to be performed under the 1934 Street Improvement Ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$12,916.86 is hereby appropriated and set aside from the surplus in Appropriation 948.804.00 to the credit of Appropriation 948.905.00 for city aid necessary to perform street work in Miguel Street from the existing pavement west of Fairmount Street to Beacon Street, and Beacon Street from Miguel Street to Harry Street; said work to be performed under the 1934 Street Improvement Ordinance.

Section III of the Charter provides that when street assessments are authorized to be paid in installments over a period not to exceed ten years, no annual installment payment shall exceed twenty-five (25%) per cent of the assessed value of the land on which the assessment is levied. Therefore this appropriation is necessary to make assessment valid.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

### Adopted

**Clerk to Transmit Through Controller to State Department of Public Works Copy of Report on County Road Fund**

(Series of 1939)

Resolution No. 603, as follows:

Resolved, That the Annual Report of the Receipts and Expenditures of the County Road Fund for the year ended June 30, 1939, is hereby approved.

It is directed that the Clerk of the Board of Supervisors, through the Controller, transmit a copy of this report to the Department of Public Works, Division of Highways, Sacramento, California, together with a certified copy of this Resolution.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

### Passage for Second Reading

**Re-appropriating \$200, Increased Compensation Foreman Granite Cutter, Department of Public Works  
Superior Court Judgment  
(Series of 1939)**

Bill No. 386, Ordinance No....., as follows:

Reappropriating the sum of \$200 out of surplus existing in Appropriation No. 945.103.00 to the credit of Appropriation No. 945.103.00 to provide funds for the increased compensation of one O-270 Foreman Granite Cutter in the Department of Public Works—Bureau of Streets, from \$9.50 to \$10.50 per day for the period September 27, 1939, to June 30, 1940, to satisfy judgment rendered against the City and County of San Francisco by Superior Judge J. J. Van Nostrand in Superior Court Case No. 284,066.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$200 is hereby reappropriated out of surplus existing in Appropriation No. 945,103.00 to the credit of Appropriation No. 945,103.00 to provide funds for the increased compensation of one O-270 Granite Cutter in the Department of Public Works, Bureau of Streets, from \$9.50 to \$10.50 per day for the period September 27, 1939, to June 30, 1940, to satisfy judgment rendered against the City and County of San Francisco by Superior Judge J. J. Van Nostrand in Superior Court Case No. 284,066.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Approved by the Secretary of the Civil Service Commission.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

### Salary Ordinance Amendment, Increasing Salary of Foreman Granite Cutter, Department of Public Works

(Series of 1939)

Bill No. 387, Ordinance No....., as follows:

An ordinance amending Section 51 (Department of Public Works—Bureau of Streets) of Bill 192, Ordinance 186, by increasing the rate of pay under Item 17.1, 1 O270 Foreman Granite Cutter from \$9.50 to \$10.50 per day.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 51 of Bill 192, Ordinance 186, is hereby amended to read as follows:

#### Section 51. DEPARTMENT OF PUBLIC WORKS— BUREAU OF STREETS

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	F220	General Superintendent of Streets .....	\$ 500
2	1	O298	Supervisor of Street Repair .....	325

#### Division of Street Repair

The occupants of the following positions have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
3	2	A202	Cement Finisher's Helper at \$8 per day.....	
4	2	A204	Cement Finisher at \$9 per day.....	
5	1	B210	Office Assistant at \$5.40 per day.....	
6	29	J4	Laborers at \$6 per day .....	
7	2	J12	Laborer, Foreman, at \$7 per day .....	
8	1	M254	Machinist at \$9 per day .....	

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
9	10	O1	Chauffeur at \$8 per day .....	
10	3	O1	Chauffeur at \$7.50 per day .....	
11	3	O152	Engineer Hoisting Port. Engine at \$11.40 per day .....	
12	1	O168	Engineer, Stationary Steam Engines .....	\$ 220
13	1	O252	Dryerman at \$9 per day .....	
14	1	O254	Foreman, Asphalt Plant at \$10 per day.....	
15	4	O260	Rammer at \$7 per day .....	
16	2	O264	Paver at \$8 per day .....	
17	5	O268	Granite Cutter at \$9.50 per day.....	
17.1	1	O270	Foreman Granite Cutter at \$10.50 per day .....	
18	2	O274	Asphalt Mixerman at \$9 per day.....	
19	25	O276	Asphalt Workers at \$7.50 per day.....	
20	11	O278	Asphalt Finishers at \$8 per day.....	
20.1	4	O280	Sub-Foreman, Asphalt Finisher, at \$8.50 per day .....	
21	2	O282	Foreman Asphalt Finisher, at \$9 per day .....	
22	1	O294	General Foreman, Street Repair .....	275
23	1	O294	General Foreman, Street Repair .....	250
24	1	O294	General Foreman, Street Repair .....	225

### Bridges

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
25	7	C153	Bridge Attendant .....	155
26	4	C153	Bridge Attendant .....	145
27	10	O168	Engineer Stationary Steam Engines.....	220
28	1	O168	Engineer Stationary Steam Engines (Relief) at rate of .....	220
29	1	O172	Chief Engineer Stationary Steam Engines Teams and trucks, as needed, at rate established by purchaser's contract.	275

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

### Authorizing Renewal of Branch Library Lease With the American Trust Company

(Series of 1939)

Resolution No. 604, as follows:

Authorizing renewal of Branch Library lease with the American Trust Company.

Resolved, In accordance with the recommendation of the Library Department, that the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, as Lessee, be and are hereby authorized and directed to enter

into a written lease with AMERICAN TRUST COMPANY, as Lessor, for a branch library in the building at No. 7 San Juan Avenue and No. 8 Ocean Avenue, San Francisco, for a term of one year, beginning November 1, 1939, at a rental of \$45.00 per month, payable from such funds as may be made available for the purpose.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

**Extending Time of Furnishing Water to Land of Margaret R. Turner**  
(Series of 1939)

Resolution No. 605, as follows:

Extending time of furnishing water to land of Margaret R. Turner.

Whereas, The City and County of San Francisco, a municipal corporation, under authority of Resolution No. 29551 (New Series), of this Board, accepted a certain deed dated October 23, 1928, from MARGARET R. TURNER, et al., to an easement for a portion of the Coast Range Tunnel of the Hetch Hetchy Aqueduct through their land in Alameda County, California; and

Whereas, Said deed provides a time limit for the ascertainment of the amount of damage, if any, which may be caused by the disappearance or diminution of the natural flow of water in any springs or wells on the land of the Grantors as a result of the construction of said tunnel; and

Whereas, By Resolution No. 4349, adopted by this Board on October 31, 1938, said time limit was extended to November 1, 1939; and

Whereas, The Public Utilities Commission has recommended the further extension of said time limit to November 1, 1940.

Now, Therefore, Be It Resolved, That the Mayor and the Clerk of the Board of Supervisors in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute a written agreement with MARGARET R. TURNER, et al., extending said time limit to November 1, 1940, and providing for the furnishing of water to said land until said time, subject to all conditions contained in said deed, except as expressly modified by said agreement.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

**Authorizing Sale of Portable School Building on Missouri Street**  
(Series of 1939)

Resolution No. 606, as follows:

Authorizing Sale of Portable School Building on Missouri Street.

Resolved, In accordance with the recommendation of the Board of Education, that the portable school building on Missouri Street, be-



tween 19th and 20th Streets, San Francisco, be sold at public auction. The terms of sale shall be cash upon delivery of bill of sale to be executed by the Director of Property.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

### Confirming Sale of Land on Hamilton Street to John J. Duran, et ux

(Series of 1939)

Resolution No. 607, as follows:

Confirming sale of land on Hamilton Street to John J. Duran, et ux.

Whereas, Pursuant to Ordinance No. 284, Series of 1939, the Director of Property advertised in the official newspaper that bids or offers would be received by him on October 11, 1939, for the sale of the following described City owned land situated in the City and County of San Francisco, State of California:

COMMENCING at a point on the southwesterly line of Hamilton Street, distant thereon 200 feet southeasterly from the southeasterly line of Woolsey Street; running thence southeasterly along the southwesterly line of Hamilton Street 33 feet 4 inches; thence at a right angle southwesterly 120 feet; thence at a right angle northwesterly 33 feet 4 inches; thence at a right angle northeasterly 120 feet to the point of commencement.

BEING part of University Mound Tract Survey Block No. 44.

Whereas, In response to said advertisement the Director of Property received an offer from JOHN J. DURAN and LILLIAN E. DURAN, his wife, to purchase said land for the sum of \$300.00, cash, no higher bids having been made or received; and

Whereas, The Director of Property has made a preliminary appraisal of said land, the amount of said appraisal being \$300.00; and

Whereas, JOHN J. DURAN and LILLIAN E. DURAN have paid the sum of \$50.00 to the Director of Property as a deposit in connection with this transaction.

Now, Therefore, Be It Resolved, That said offer be and is hereby accepted.

Be It Further Resolved, That the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, be and are hereby authorized and directed to execute the necessary deed for the conveyance of said land to JOHN J. DURAN and LILLIAN E. DURAN, his wife, or their assignee. The buyers shall pay the balance of the purchase price within thirty days after approval of this resolution. The Director of Property shall deliver the deed to the Grantees upon receipt of the balance of the consideration.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

### Passage for Second Reading

#### Authorizing Sale of Certain School Land in Assessor's Block 934

(Series of 1939)

Bill No. 388, Ordinance No....., as follows:

Authorizing sale of certain school land in Assessor's Block 934.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. In accordance with the recommendation of the Board of Education, the Board of Supervisors hereby declare that public interest and necessity demands the sale of the following described City owned real property situated in the City and County of San Francisco, State of California:

COMMENCING at a point on the northerly line of Lombard Street, distant thereon 137.5 feet easterly from the easterly line of Baker Street; thence northerly parallel with the easterly line of Baker Street 92.336 feet to a point on the southwesterly line of Richardson Avenue; thence deflecting  $140^{\circ} 06'$  to the right and running southeasterly along last named line 88.266 feet; thence southerly and southwesterly on a curve to the right, tangent to the preceding course, radius 15 feet, central angle  $129^{\circ} 54'$ , a distance of 34.008 feet to point of tangency with the northerly line of Lombard Street; thence westerly along last named line 45.111 feet to the point of commencement.

Being a portion of Western Addition Block No. 553.

Section 2. Said land shall be offered for sale in accordance with the provisions of Section 92 of the Charter of the City and County of San Francisco.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

#### Authorizing Supplemental Appropriation of \$6,500.00 For Purchase of Land For Widening Jefferson Street at Lyon Street, and For Incidental Expenses.

(Series of 1939)

Bill No. 389, Ordinance No....., as follows:

Authorizing Supplemental Appropriation of \$6,500.00 for purchase of land for widening Jefferson Street at Lyon Street, and for incidental expenses.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby appropriated and set aside the sum of \$6,500.00 to Appropriation No. 948,906.00, from the following funds, for the purchase of land required for widening Jefferson Street at Lyon Street, and for payment of incidental expenses:

- (a) The sum of \$422.00 from the Reserve for Land Purchases—County Roads.

- (b) The sum of \$4,078.00 from the Reserve for Land Purchases—Department of Public Works.
- (c) The sum of \$2,000.00 from the Reserve for Land Purchases—Miscellaneous.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

### Adopted

#### Transferring Control of Certain Lands in Assessor's Block 934 to Board of Education and Department of Public Works, Respectively.

(Series of 1939)

Resolution No. 608, as follows:

Transferring control of certain lands in Assessor's Block 934 to Board of Education and Department of Public Works, respectively.

Resolved, That control of the following described City owned land situated in San Francisco, California, be and is hereby transferred to the San Francisco Board of Education:

COMMENCING at a point on the northerly line of Lombard Street, distant thereon 137.5 feet easterly from the easterly line of Baker Street; thence northerly parallel with the easterly line of Baker Street 92.336 feet to a point on the southwesterly line of Richardson Avenue; thence deflecting  $140^{\circ} 06'$  to the right and running southeasterly along last named line 88.266 feet; thence southerly and southwesterly on a curve to the right, tangent to the preceding course, radius 15 feet, central angle  $129^{\circ} 54'$ , a distance of 34.008 feet to point of tangency with the northerly line of Lombard Street; thence westerly along last named line 45.111 feet to the point of commencement.

Being a portion of Western Addition Block No. 553.

Be It Further Resolved, That control of the following described City owned land situated in San Francisco, California, be and is hereby transferred to the San Francisco Department of Public Works for use as a part of Richardson Avenue:

COMMENCING at a point on the northerly line of Lombard Street, distant thereon 182.611 feet easterly from the easterly line of Baker Street; running thence easterly along the former northerly line of Lombard Street 92.389 feet; thence at a right angle northerly 83.787 feet; thence deflecting  $39^{\circ} 54'$  to the left and running northwesterly 70.015 feet; thence deflecting  $50^{\circ} 06'$  to the left and running westerly 92.589 feet; thence southerly parallel with the easterly line of Baker Street, 45.164 feet to a point on the southwesterly line of Richardson Avenue; thence southeasterly along last named line 88.266 feet; thence southerly and southwesterly on a curve to the right, tangent to the preceding course, radius 15 feet, central angle  $129^{\circ} 54'$ , a distance of 34.008 feet to the point of commencement.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

## Final Passage

## Appropriating \$23,000 for Quarters for Two Additional Judges of Superior Court.

(Series of 1939)

Bill No. 390, Ordinance No....., as follows:

Authorizing an appropriation of \$23,000 from the Emergency Reserve Fund to the credit of the Superior Court to provide quarters for two judges of the Superior Court, which positions were established by action of the 1939 Legislature and approved by the Governor July 22, 1939, an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$23,000 is hereby appropriated and set aside from the Emergency Reserve Fund to the credit of the following appropriations in the amounts indicated and for the purpose recited, as it is necessary to provide quarters for two judges of the Superior Court:

Appropriation 921.200.01	Contractual Services .....	\$1,614.00
Appropriation 921.300.01	Materials and Supplies.....	466.00
Appropriation 921.400.01	Equipment .....	1,700.00
Appropriation 921.500.01	Improvements .....	8,850.00
Appropriation 921.900.01	Services of Other Depts.....	4,500.00
Appropriation 921.200.02	Contractual Services .....	800.00
Appropriation 921.809.02	Rentals .....	1,800.00
Appropriation 921.900.02	Services of Other Depts.....	3,270.00

Section 2. This ordinance is passed as an emergency ordinance and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists, as the Superior Court is without sufficient funds to provide quarters for these two judges of the Superior Court, which positions were established by Senate Bill No. 1094, as passed by the 1939 Legislature and approved by the Governor July 22, 1939.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Approved by the Chief Administrative Officer.

Recommended by the Mayor.

Finally passed by the following vote:

Ayes: Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Schmidt—1.

## Indefinite Postponement

The following recommendation of Exposition Committee was taken up:

## Closing of Golden Gate International Exposition

(Series of 1939)

Supervisor McSheehy presented Resolution No....., as follows:

Whereas, The Golden Gate International Exposition was originally scheduled to close on December 2, 1939, and

Whereas, The Directors of the Exposition Company have now decided to officially close the Exposition on October 29, 1939, and

Whereas, The termination of the Exposition prior to the time originally set therefor will not only deprive many of the eastern visitors wintering in California of the opportunity to see and enjoy it, but will also create, in the minds of the people of the nation, a conclusion that the operations of the Fair were unsuccessful, and will have an adverse effect on San Francisco; now, therefore, be it

Resolved, That this Board of Supervisors hereby addresses itself to the Directorate of the Golden Gate International Exposition Company and requests that body to inform this Board of the reason for closing the Fair prior to the date originally scheduled by them and so advertised to the nation.

*October 16, 1939—Consideration postponed until October 23, 1939.*

*Supervisor Colman, following request by Supervisor McSheehy for expression of opinions by members of the Board, and after stating that he believed the Exposition Company would be embarrassed by the adoption of the foregoing, moved for indefinite postponement of same.*

*Motion seconded by Supervisor Uhl and unanimously carried.*

## ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.

### Adopted

The following recommendation of his Honor, the Mayor, was taken up:

Leave of Absence, Honorable Russell L. Wolden, Assessor

(Series of 1939)

Resolution No. 610, as follows:

Resolved, That, in accordance with the recommendation of His Honor the Mayor, Honorable Russell L. Wolden, Assessor, be and he is hereby granted a leave of absence from November 8 to November 23, 1939, with permission to leave the State.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

## Amendment to Annual Salary Ordinance to Provide for Investigations and Reports by Civil Service Commission to Mayor and Board of Supervisors on Necessity for Filling Vacancies.

(Series of 1939)

Supervisor Colman presented Bill No....., Ordinance No....., as follows:

Amending Section 1, Ordinance No. 168, Annual Salary Ordinance, to provide for investigations and reports by the Civil Service Commission to the Mayor and the Board of Supervisors on the necessity for filling vacancies.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 1 of Ordinance No. 186, Annual Salary Ordinance, is hereby amended to read as follows:

"Section 1. In accordance with the provisions of Section 73 of the Charter the positions hereinafter enumerated under the respective departments are hereby created and/or established and/or continued for the fiscal year ending June 30, 1940. Positions created or authorized by Charter or State Law are enumerated and included herein.

Appointing officers as specified in the Charter are hereby authorized to make or continue appointments, as needed, during the said fiscal year to positions enumerated in their respective sections of this ordinance, but in no case to exceed the number of positions or the rate of pay herein enumerated and established, provided that temporary appointments to positions defined by the rules of the Civil Service Commission as seasonal or temporary positions may be made by the respective appointing officers in excess of the number of permanent positions herein established or enumerated, but no appointment to such temporary or seasonal position shall be made until the Controller shall certify that funds are available and the Mayor shall approve, and no such appointment shall continue beyond the period for which the Controller has certified the availability of funds. At the request of the Mayor or the Controller, the Civil Service Commission may investigate and report on the necessity for such temporary or seasonal services.

The Controller and the Civil Service Commission shall be immediately notified of a vacancy occurring in a position herein established and appointing officers shall not make appointments to such vacancies *until the Civil Service Commission shall make an investigation and report to the Mayor and the Board of Supervisors on the necessity for such position nor* until the Controller shall certify that funds are available and until the Civil Service Commission shall verify the legality of the position and compensation, and the Mayor shall approve.

Section 141 of the Charter provides that the Civil Service Commission shall be the judge of the classification of positions. Any changes made by the Civil Service Commission during the fiscal year 1939-40 in the class title or number of classification of the duties of a position herein enumerated shall be reported within thirty days by the Civil Service Commission to the Mayor, the Board of Supervisors, the Controller, and the head of the department concerned, in order that the Board of Supervisors may amend the Salary Ordinance to conform to the changes made by the Civil Service Commission.

*Referred to Finance Committee.*

**Amendment to San Francisco Municipal Code to Provide for Establishment and Maintenance of Health Institutions, Homes for the Aged, and Nursing Homes in Second Residential Districts.**

(Series of 1939)

Supervisor McGowan presented Bill No. ...., Ordinance No. ...., as follows:

An ordinance amending Section 4, Chapter II, Part II, of the San Francisco Municipal Code, by adding thereto Section (h).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 4, Chapter II, Part II, of the San Francisco Municipal Code is hereby amended to read as follows:



Sec. 4. Second Residential District. In a Second Residential District no building or premises shall be used and no building shall be constructed or altered which is arranged, designed or intended to be used for any purpose other than the purposes specified in Section 3 of this Article and those of a:

- (a) Tenement house or apartment house;
- (b) Flat;
- (c) Boarding or lodging house;
- (d) Hotel;
- (e) Library;
- (f) Police station;
- (g) Fire station;
- (h) Health Institutions, Homes for the Aged and Nursing Homes; for the accommodation of not to exceed eight (8) inmates, provided however, that no sign, advertising matter or other device of any character shall be displayed on any portion of the exterior of such building or premises which will give any outward indication of the character of its occupancy.

*Referred to Public Buildings, Lands and City Planning Committee.*

#### Urging Increased Numerical Strength of Police Department to Number Permitted Under the Charter

(Series of 1939)

Supervisor McGowan presented Resolution No. ...., as follows:

Whereas, The present population of San Francisco, as estimated from school enrollment and other gauges, is 731,000, and

Whereas, In the past ten years the population of the City and County of San Francisco has increased in the neighborhood of 20%, and

Whereas, The numerical strength of the police department has not been increased to handle this growth in population, and

Whereas, This lack of increase has caused a serious lack of proper police protection throughout the city as is evidenced by the continued and vociferous complaints of merchant groups who are demanding more patrolmen in their districts, and by parent-teacher associations who rightly claim that police officers, because of lack of numbers, are seldom available to supervise traffic at school crossings, and

Whereas, It is not uncommon for a San Francisco police district ten square miles in area to be covered by one solitary foot patrolman on a watch, a condition due to one reason only—lack of sufficient men in the police department, and

Whereas, The city charter allows not to exceed one policeman for every 500 population, and

Whereas, The present numerical strength of the police department is 1273 (not including 50 temporary men), and the permissible strength is 1462 under this clause of the charter, therefore, the City and County of San Francisco is being policed by 189 less men than allowed by the charter with the correspondent lack of the required strength in the ranks of commissioned and non-commissioned officers; namely, 17 sergeants, 10 lieutenants, and 2 captains, and

Whereas, In private employment, the accepted method of recognizing efficient workmanship and application to the job is by an increase in salary, while the only means of according like recognition to a police officer is by a promotion in rank after a Civil Service Examination to ascertain his fitness, and

Whereas, The Chief of Police during the past twelve months has asked for an additional fifty patrolmen, and the present administration

has indicated a sympathetic attitude and has intimated that it sees the justice of this request and also the morale building possibilities of these appointments and promotions, and

Whereas, At the present time there are patrolmen performing sergeants' duties which is subversive to good discipline and is also unfair to the patrolman who is compelled to shoulder responsibilities of a higher rank without receiving the additional remuneration to which he is entitled, and

Whereas, It is the opinion of this Board that, in the interest of public safety and welfare the members on the present eligible lists for entrance to, and promotions in, the San Francisco Police Department and the six or seven hundred members of the department who are interested in future examinations are justified in the stand that the department should be increased numerically at the present time, at least to include the 50 temporary patrolmen now in the department, and enough additional patrolmen to fill the vacancies created by bringing the department up to the numerical strength of commissioned and non-commissioned officers maintained five years ago; now, therefore, be it

Resolved, That the Police Commission be and is hereby requested to give consideration to the facts set forth in this resolution, and to take such action as is necessary to increase the numerical strength of the Police force to that number permitted under the Charter, and be it

Further Resolved, That the Police Commission be and is hereby requested to take such steps as are necessary to provide, by promotional examination, for such appointments among the personnel as are required not only for proper direction and supervision of the main body, but also to provide incentive for the many ambitious young men in the ranks who are wholly deserving of promotion but are precluded therefrom as a result of the policy now in effect, and be it

Further Resolved, That a copy of this resolution be sent to the Police Commission.

*Referred to Fire, Safety and Police Committee.*

Supervisor Ratto, following the presentation of the foregoing resolution, and its reference to committee, called attention to the fifty temporary police officers now stationed at the Exposition, stating that it was his understanding that funds had been appropriated to provide for their employment until the expiration of the Exposition, and requested information from the Controller as to the correctness of his understanding.

#### Passage for Second Reading

The following recommendation of the Finance Committee, presented by Supervisor Shannon, was taken up:

#### Supplemental Appropriation of \$90,000 for Purchase of a Minimum of 10 Automotive Buses for Municipal Railway

(Series of 1939)

Bill No. 391, Ordinance No....., as follows:

Authorizing a supplemental appropriation of \$90,000 out of the surplus in the Municipal Railway Operating Fund for the purchase of a minimum of 10 automotive buses, including necessary engineering and traveling expenses to extend Municipal Railway.

Be it ordained by the People of the City and County of San Francisco,

Section 1. The sum of \$90,000 is hereby appropriated out of the surplus existing in the Municipal Railway Operating Fund to the credit of Appropriation No. 965,400.00 Equipment, to provide funds for the purchase of a minimum of 10 automotive buses, including necessary engineering and traveling expenses, to extend the Municipal Railway service.

### Privilege of the Floor

Mr. E. G. Cahill, Manager of Utilities, who had, at the request of Supervisor Uhl, been granted the privilege of the floor in order to furnish certain desired information with respect to the proposed bus purchases, stated that no decision had yet been reached as to routes where new buses would be installed, but that hearings were still under way at which proponents of some twenty-five requested routes were being heard. While no contracts had been awarded it was expected the cost of the proposed buses would be about \$7500 each. Buses would have a seating capacity of approximately 27 passengers.

Thereupon, Supervisor Uhl moved passage for second reading of proposed ordinance.

### Explanation of Vote

Supervisor McSheehy, in explanation of his vote, stated that he would vote for the proposed appropriation, but he was doing so under protest, feeling it not to be good business to vote for such a blanket appropriation, and that he hoped, in the near future that the Board would receive from the Purchaser an estimate showing the exact cost of proposed buses.

Thereupon, the roll was called and the foregoing ordinance was passed for second reading by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—11.

### Non-participation of American Soldiers in Foreign Combat; Favoring Increasing of Home Defenses; Curbing Subversive Propaganda.

(Series of 1939)

Supervisor Shannon presented Resolution No....., as follows:

Whereas, The world of today is rife with tension; with antagonism, hatred and war between many of the great powers of the earth, and with subversive and hostile influences assiduously at work in the United States either to embroil us in affairs which, under the Monroe Doctrine, are strictly not our business, or to substitute for our tried and eminently satisfactory democratic form of government some Utopian theory or novel "ism," all of which activities find their sponsorship in some foreign land, and

Whereas, The net result of our participation in the last World War is reflected in the thousands of American graves in Flander's fields, together with a debt still owing to this country, the magnitude of which still gives us pause to consider, and

Whereas, Wondering and anguished mothers of our soldier dead and wounded in the last war, and anxious mothers of the younger generation look with trepidation upon the prevalent propaganda being circulated throughout this country today, the purpose of which is to involve us in another European controversy, and

Whereas, Conservative and patriotic Americans are cognizant and exceedingly tired of the constant, if futile, endeavors of various minority factions in the United States to supplant our form of government with some totalitarian formula; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco publicly announces its attitude in connection with the aforesaid matters to be as follows:

1. Strenuously opposed to the participation by American soldiers in any combat whatsoever, except in defense of our own country.
2. Heartily in favor of a movement to increase and supplement our national defenses.
3. Unsympathetic to and condemning of any and all activities, proposals and propaganda looking to any change in the present form of our national government.

*Referred to Public Welfare Committee.*

**Rezoning Northerly Side of 19th Street from Lapidge Street to 235 Feet Westerly Therefrom, from Light Industrial District to Second Residential District.**

(Series of 1939)

Supervisor Uhl presented Resolution No....., as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2072, passed October 19, 1939, reading as follows:

Whereas, Section 117 of the Charter provides that the City Planning Commission may, on its own motion, propose changes in the zoning classification of property; and

Whereas, The City Planning Commission, on its own motion, after due and legal notice first being given, held a public hearing on its proposal to change the zoning classification of the property hereinafter described from the Light Industrial District to the Second Residential District; and

Whereas, After due deliberation, the City Planning Commission considers it to be in the public interest to effect such proposed change as aforesaid; now, therefore, be it

Resolved, That Section 7 of the Use of Property Zone Maps, constituting a part of the Building Zone Ordinance, be, and the same is hereby changed so as to place the northerly side of 19th Street, commencing at Lapidge Street and running thence westerly 235 feet; and extending to the depths of the rear lot lines of the lots fronting thereon in the Second Residential District instead of the Light Industrial District;

is hereby approved.

*Referred to Public Buildings, Lands and City Planning Committee.*

**Rezoning Easterly Side of Guerrero Street from 19th Street to 49 Feet 6 Inches Northerly Therefrom, from Light Industrial to Commercial District.**

(Series of 1939)

Supervisor Uhl presented Resolution No....., as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2073, passed October 19, 1939, reading as follows:

Whereas, Section 117 of the Charter provides that the City Planning

Commission may, on its own motion, propose changes in the zoning classification of property; and

Whereas, The City Planning Commission, on its own motion, after due and legal notice first being given, held a public hearing on its proposal to change the zoning classification of the property hereinafter described from the Light Industrial District to the Commercial District; and

Whereas, After due deliberation, the City Planning Commission considers it to be in the public interest to effect such proposed change as aforesaid; now, therefore, be it

Resolved, That Section 7 of the Use of Property Zone Maps, constituting a part of the Building Zone Ordinance, be, and the same is hereby changed so as to place the easterly side of Guerrero Street, commencing at 19th Street and running thence northerly 49 feet 6 inches and extending to a uniform depth of 105 feet in the Commercial District instead of the Light Industrial District;

is hereby approved.

*Referred to Public Buildings, Lands and City Planning Committee.*

#### **Complimenting Mr. Julius L. Gerard on Horticultural Results Achieved by Him at the Exposition**

Supervisor Colman called attention to the plants, flowers and horticultural work at the Exposition which has been the subject of most favorable comment. He called particular attention to the difficulties met in the achieving of such wonderful results stating that while nominally, of course, full credit must be given to John McLaren, Superintendent of the Park, recognition must also be given to his first assistant, Mr. Julius L. Gerard. Accordingly, he moved that the Board compliment Mr. Gerard for the splendid job he has done at the Exposition.

Motion seconded by Supervisor Mead, and unanimously carried.

#### **Proffer of Solution to Traffic Problem**

Mr. George W. Schultz, on being granted the privilege of the floor by motion of Supervisor Shannon, addressed the Board at length on the subject of San Francisco's traffic problem. Mr. Schultz suggested that he could solve San Francisco's traffic problem at a cost of about \$1500 plus stenographic and other clerical aid, and the use of an automobile and driver to enable him to make proper check of the needs in the various sections of the city.

*Proposal referred to Streets and Traffic Committee.*

Mr. Edwin J. Cooley, Director of State Relief Administration for San Francisco, on being granted the privilege of the floor by motion of Supervisor Uhl, explained in detail the aims and the working of SRA and urged San Francisco's greater cooperation and use of the facilities offered by SRA. He outlined work programs suggested by Municipal Departments and Civic Organizations which would provide a living wage for workers rather than a virtual dole supplied by WPA.

Following Mr. Cooley's presentation, Supervisor Shannon announced a meeting of the Coordinating Committee to be held on Thursday, October 26, 1939, at 4 P. M., in room 228, City Hall, at which the entire matter as outlined by Mr. Cooley, would be considered. The Coordinating Committee, continued Supervisor Shannon, would report to the Board at its next meeting.

**Improvement of Aquatic Park**

Supervisor Uhl presented communication from Mr. Ben D. Sexton complaining about conditions at Aquatic Park and urging the improvement of same.

*Referred to Education, Parks and Recreation Committee.*

**Adjournment**

There being no further business, the Board, at the hour of 4:45 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors, October 30, 1939.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,  
City and County of San Francisco.



Vol. 34

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No. 46

Monday, October 30, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco



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# JOURNAL OF PROCEEDINGS

## BOARD OF SUPERVISORS

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MONDAY, OCTOBER 30, 1939, 2 P. M.

In Board of Supervisors, San Francisco, Monday, October 30, 1939,  
2 P. M.

The Board of Supervisors met in regular session.

### CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

Quorum present.

President Warren Shannon presiding.

Supervisor Uhl, who had been excused from attendance until 3 P. M., was noted present at 2:45 P. M.

Supervisor Schmidt excused at 6 P. M.

### APPROVAL OF JOURNAL

The Journal of Proceedings of the meeting of October 23, 1939, was considered read and approved.

### Notice of Reconsideration

Reconsideration of vote of October 23, 1939, whereby motion by Supervisor McSheehy, incorporated in his reply to report by Mr. E. G. Cahill, Manager of Utilities, on the subject of water rates, requesting his Honor, the Mayor to prevail upon the Public Utilities Commission to the end that the policy set forth in Resolution No. 542 (Flat Water Rates) may be put into effect, failed.

*On motion by Supervisor Colman, action was postponed until Monday, November 6, 1939, at 2:30 P. M.*

### SPECIAL ORDER—2 P. M.

Hearing of appeals against assessments for costs of construction of sidewalks on the west  $\frac{1}{2}$  of Alemany Boulevard between Cotter Street and 29 feet southerly, and elsewhere by George A. Gibbs and Victor Bjorkman, as described in Declaration of Intention, Order No. 9677, of January 6, 1939.

*October 16, 1939—Consideration continued to October 30, 1939, at 2 P. M.*

MONDAY, OCTOBER 30, 1939.

### Opinion of City Attorney

The following opinion of the City Attorney was presented and read by the Clerk:

October 30, 1939.

Subject: In Re, Contributions to Property Owners  
for Repair of Sidewalks.

Dear Sirs:

You have sent me three protests against the assessment for street work upon the following properties:

Mrs. M. M. Tarpy—property at 15th and Sanchez Streets.

Mr. A. R. Schubert—property on Waller Street between Clayton and Belvedere Streets.

Mr. Edward Lucette—property on Lafayette Street at Natoma.

All of these property owners are protesting against the amount of the assessment upon the ground that it is excessive and further ask that the City pay two-thirds of the assessment as they contend is provided for in Subdivision B, Section 192, Chapter X, Article VI of the Municipal Code.

Section 192 is a part of the Street Improvement Ordinance and provides for the payment by the City, under certain conditions, of two-thirds of the expense of any street improvement. Subdivision A contains certain limitations which apply. Subdivision B provides:

"This section shall not be considered as a limitation upon the power of the supervisors to make any appropriation from the Treasury at any other time or in any other manner to pay not to exceed two-thirds of the cost of any work mentioned in this Article."

### Opinion

It appears that the improvements made on the sidewalk in front of the property of the above mentioned owners were done on the recommendation of the Director of Public Works and the Board of Supervisors. As far as the record appears, the proceedings seem to be regular and the only question is as to the power of your Board, under the above quoted Subdivision B of the section, to make an allotment of two-thirds of the amount of the assessment to these property owners.

I direct your attention to Section 108 of the Charter which provides:

"It shall be the duty of the owner of any property fronting on a public street to keep the sidewalk in front thereof in good repair and condition and the board of supervisors is hereby empowered to provide by ordinance for the repair of such sidewalks in all cases where the owner fails and neglects to repair the same."

It is quite clear from this language that the Charter forces upon the property owner the responsibility of keeping his sidewalk in good repair. There is some doubt in my mind if the provision in the ordinance permitting a contribution from the City applies to the repair of sidewalks. If it does it will be discretionary with the Board to make an allowance to every property owner for the construction of the sidewalk or the repair of an existing sidewalk and it would be practically impossible to compel any owner to repair a sidewalk without an allowance from the City, no matter how dangerous the condition of the sidewalk might be to the general public. If an allowance is made to one property owner it must be made to all.

If your Board, in these cases, should direct an allowance to be made you are setting a very dangerous precedent which in the future might

entail a considerable expense upon the City. I further direct your attention to the fact that, at the moment, your Board has not under its control any moneys which could be used to compensate these property owners. If, in your judgment, you think these owners should be compensated, the Mayor should be requested to make a supplemental appropriation to the Director of Public Works to meet the expense of the City's contribution. This appropriation would have to be recommended by the Chief Administrative Officer and submitted to the Board with the supplemental budget.

In the particular ordinance which included the street work the cost of which is being protested before your Board, there are possibly some fifty separate pieces of property all included in the one improvement ordinance. If an allowance was made to one, each property owner would have the right to make the same request.

Very truly yours,

(Signed) JNO. J. O'TOOLE,

To the Board of Supervisors.

City Attorney.

### Discussion

Following the reading of the foregoing opinion by the City Attorney, Mrs. Josephine Lyons Cosovitch, Attorney, representing Miss Mary Tarpy, a protestant, questioned the applicability of the opinion to the case in question, inasmuch as Mrs. Tarpy was not protesting against excessive assessment, but against the necessity for the work performed fronting her property.

In reply to statements made by Miss Tarpy, through her attorney, Mr. A. D. Wilder, in reciting the history of the case, stated that early in 1938, after report as to the dangerous condition of the sidewalk fronting Miss Tarpy's property, and investigation thereof, Miss Tarpy was notified that her sidewalk was in a dangerous condition and needed repairs. However, nothing was done by Miss Tarpy even after several notices to do the work required, so in the latter part of 1938 proceedings were taken by the Department of Public Works in accordance with the 1934 Street Improvement Ordinance. Miss Tarpy was notified to repair the sidewalk or the city would have to make the necessary repairs and charge her. Miss Tarpy protested, saying the sidewalk did not need repairing. However, the Director of Public Works agreed with his inspectors, and the protests of Miss Tarpy were overruled and the improvement ordered.

### Consideration Postponed

Supervisor Brown, pursuant to request by Mrs. Cosovich, moved that further consideration of her protest, and other protests, be continued until November 13, 1939.

No objection and so ordered.

### SPECIAL ORDER—2:30 P. M.

**Rezoning Northerly Line of California Street, 137 Feet 6 Inches Easterly From Locust Street**

Appeal from decision of the City Planning Commission denying application to rezone from Second Residential District to Commercial District, the northerly line of California Street, 137 feet 6 inches easterly from Locust Street.

*October 23, 1939—Consideration postponed until October 30, 1939, at 2:30 P. M.*

### Privilege of the Floor

Mr. Ben Lerer, Attorney, representing the appellants, reviewed briefly the reasons prompting the request for the desired rezoning.

Mrs. Marie Casanova, Mrs. Julia Ponte and Mr. Peter S. Regan, property owners in the block affected, opposed the rezoning.

Mr. Mark Jorgensen, representing the City Planning Commission, explained the reasons actuating the Commission to deny the application for rezoning.

### Refused Adoption

Thereupon, the following resolution, presented by the Public Buildings, Lands and City Planning Committee, after brief statements by Supervisors Schmidt and Roncovieri in favor of the proposed rezoning, and by Supervisor Colman, opposed thereto, was refused adoption by the following vote:

#### Rezoning, Northerly Side of California Street, 137 Feet 6 Inches Easterly From Locust Street

(Series of 1939)

Resolution No. ...., as follows:

Resolved, That the decision of the City Planning Commission by its Resolution No. 2053, dated September 7, 1939, denying application to rezone from Second Residential District to Commercial District, property located at the northerly side of California Street, 137 feet 6 inches easterly from Locust Street, and running thence easterly 110 feet, is hereby disapproved.

*Refused adoption* by the following vote:

Ayes: Supervisors Brown, Ratto, Roncovieri, Schmidt—4.

Noes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Shannon, Uhl—7.

## UNFINISHED BUSINESS

### Final Passage

The following recommendations of Finance Committee, heretofore passed for second reading, were taken up:

An Ordinance Amending Bill 192, Ordinance 186, Section 46. (Department of Public Works—Bureau of Engineering) by Increasing the Number of Employments Under Item 49 from 5 to 7 F252 Junior Civil Engineering Draftsman at \$160.

(Series of 1939)

Bill No. 365, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 46, (Department of Public Works—Bureau of Engineering) by increasing the number of employments under Item 49 from 5 to 7 F252 Junior Civil Engineering Draftsman at \$160.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 46, is hereby amended to read as follows:



## Section 46. DEPARTMENT OF PUBLIC WORKS—

## DEPARTMENT OF ENGINEERING (Continued)

EMPLOYMENTS PREDICATED ON REVENUE AND BOND ISSUE  
MONEYS.

The following positions are in interdepartmental service and predicated on bond issues and the occupants have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
36	1	B222	General Clerk .....	\$ 155
37	1	B325	Blue Printer .....	215
38	1	B327	Photostat Operator .....	225
39	1	B332	Photographer .....	265
40	1	B408	General Clerk-Stenographer .....	175
41	2	B408	General Clerk-Stenographer .....	155
41.1	1	B512	General Clerk-Typist .....	160
42	6	F204	Civil Engineering Inspector .....	250
43	26	F204	Civil Engineering Inspector .....	225
44	1	F206	Senior Civil Engineering Inspector.....	275
45	1	F206	Senior Civil Engineering Inspector.....	250
46	1	F208	Chief Civil Engineering Inspector, Minor..	300
47	1	F210	Chief Civil Engineering Inspector, Major..	400
49	7	F252	Junior Civil Engineering Draftsman.....	160
50	1	F254	Civil Engineering Draftsman .....	250
52	7	F254	Civil Engineering Draftsman .....	200
53	5	F258	Senior Civil Engineering Draftsman.....	250
54	3	F260	Civil Engineering Designer .....	300
55	1	F260	Civil Engineering Designer .....	250
56	1	F262	Sanitary Engineering Designer .....	250
57	1	F262	Sanitary Engineering Designer .....	300
58	1	F354	Electrical Engineering Designer .....	250
58.1	1	F356	Electrical Engineering Inspector .....	225
59	4	F452	Mechanical Draftsman .....	200
60	1	F452	Mechanical Draftsman .....	225
61	6	F454	Mechanical Engineering Designer .....	250
62	1	F460	Assistant Mechanical Engineer .....	250
63	2	F552	Structural Draftsman .....	200
65	6	F604	Surveyor's Field Assistant .....	225
65.1	3	F604	Surveyor's Field Assistant .....	175
66	2	F610	Surveyor .....	250
66.1	1	F664	Traffic Engineer .....	300
67	1	L114	Engineering Chemist .....	225
69		A106	Building Inspector .....	225
71		F102	Architectural Draftsman .....	200
72		F106	Architectural Designer .....	250
73		F108	Architect .....	300
74		F352	Electrical Draftsman .....	200
75		F360	Assistant Electrical Engineer .....	250
76		F362	Electrical Engineer .....	300
77		F401	Junior Hydraulic Engineer .....	160
78		F404	Hydraulic Engineering Designer .....	250
79		F406	Assistant Hydraulic Engineer .....	250
80		F408	Hydraulic Engineer .....	300
81		F462	Mechanical Engineer .....	300
82		F554	Structural Engineer Designer .....	275
83		F558	Structural Engineer .....	275
84		B210	Office Assistant .....	85
85		B4	Bookkeeper .....	175
86		C152	Watchman .....	145

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
88		F351	Junior Electrical Engineer .....	160
91		M256	Mechanical Inspector .....	225
92		J4	Laborer at \$6 per day .....	
95		M252	Machinist's Helper at \$7.08 per day .....	
96		M254	Machinist at \$9 per day .....	
97		O152	Engineer of Hoisting and Portable Engines at \$11.40 per day .....	

Approved by Civil Service Commission.

Approved as to form by the City Attorney.

*Positions of Junior Civil Engineering Draftsmen have been filled by temporary appointments for over a year. Work is permanent in nature and will continue indefinitely.*

*Finally Passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

Authorizing Payment of \$660.00 to Harold J. Simons and Hazel E. Simons and Conveyance of Certain Real Property to Said Parties in Exchange for Certain Land Required for O'Shaughnessy Boulevard.

(Series of 1939)

Bill No. 373, Ordinance No. ...., as follows:

Authorizing payment of \$660.00 to Harold J. Simons and Hazel E. Simons and conveyance of certain real property to said parties in exchange for certain land required for O'Shaughnessy Boulevard.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. In accordance with the recommendation of the Department of Public Works, the Director of Property is hereby authorized and directed to arrange for trading certain City owned real property hereinafter described as Parcel "A" to Harold J. Simons and Hazel E. Simons, in exchange for certain other land hereinafter described as Parcel "B."

Section 2. Said Parcels "A" and "B" are situated in the City and County of San Francisco, State of California, and are particularly described as follows:

#### PARCEL "A":

Beginning at a point on the northwesterly line of Lot A, Block "O," as per map of Second Addition to Glen Park Terrace, recorded in Map Book "G," pages 80 to 81, Official Records of the City and County of San Francisco, distant thereon 18.32 feet southwesterly from its intersection with the southwesterly line of Bosworth Street and running thence southwesterly along the proposed southeasterly line of O'Shaughnessy Boulevard on the arc of a curve to the left, tangent to a line deflected 22° 32' 22" to the left from said northwesterly line of Lot A, with a radius of 120 feet, a central angle of 9° 23' 50", a distance of 19.681 feet; thence continuing southwesterly along said

proposed line, tangent to the preceding curve 105.147 feet to the westerly boundary of above mentioned Second Addition to Glen Park Terrace; thence deflecting  $71^{\circ} 41' 34''$  to the left leaving said proposed line of O'Shaughnessy Boulevard and running southerly on said westerly boundary 34.930 feet to the above-mentioned northwesterly line of Lot A; thence deflecting  $121^{\circ} 26' 58''$  to the left and running northeasterly on said line of Lot A, 140 feet to the point of beginning.

Being a portion of Lot 32 as per above mentioned map.

#### PARCEL "B":

Beginning at the most northerly corner of Lot A, Block "O" of Map of Second Addition to Glen Park Terrace, as per map thereof recorded in Map Book "G," pages 80 to 81, Official Records of the City and County of San Francisco; thence southeasterly along the southwesterly line of Bosworth Street, 29.24 feet to the northwesterly line of Lot B, of aforesaid Block "O"; thence deflecting  $115^{\circ} 02'$  to the right and running southwesterly along last named line, 1.22 feet; thence westerly on the arc of a curve to the left, whose tangent deflects  $57^{\circ} 11' 28''$  to the right from the preceding course, radius 120 feet, central angle  $20^{\circ} 21' 10''$ , a distance of 42.63 feet to the northwesterly line of aforesaid Lot A; thence deflecting  $157^{\circ} 27' 38''$  to the right from the tangent to the preceding curve and running northeasterly along last named line, 18.32 feet to the point of beginning.

Being a portion of aforesaid Lot A.

Section 3. The Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute the necessary deed for the conveyance of Parcel "A" to Harold J. Simons and Hazel E. Simons, or their assignee. The Director of Property shall deliver said deed to the Grantees upon receipt of the necessary deed to Parcel "B," and shall record the latter deed.

Section 4. The Controller is hereby authorized and directed to draw a warrant on the Treasurer in the amount of \$660.00, payable from Appropriation No. 977.935.58, in favor of the Title Insurance & Guaranty Company, as agent for Harold J. Simons and Hazel E. Simons, to compensate for the difference in valuations of Parcels "A" and "B." It is understood that the City shall replace the sewer, curb, sidewalk and pavement in Bosworth Street; also a new side sewer to the curb line. Said sum of \$660.00 includes damages in full to the remaining land and improvements; also damages caused or to be caused by changing the grade of Bosworth Street.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to Funds Available by the Controller.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

**Re-reference to Committee**

The following recommendation of Finance Committee, heretofore passed for second reading, was taken up:

**Poultry and Poultry Dealers Ordinance**

(Series of 1939)

Bill No. 374, Ordinance No. ...., as follows:

An ordinance adding a new article to Chapter V, Part II, of the San Francisco Municipal Code, to be known as Article 13, entitled **POULTRY AND POULTRY DEALERS**, an analytical table of section titles in said Article and Sections 775 to 799, inclusive, providing for the inspection of fowl, hares and rabbits sold or delivered or offered for sale or delivery in the City and County of San Francisco; defining certain terms used in this ordinance; authorizing the Director of Public Health of the City and County of San Francisco to inaugurate an inspection service and to adopt, promulgate and enforce rules and regulations governing such inspection and to appoint inspectors solely for the inspection covered by this article; providing for the issuance of permits to engage in the poultry business; providing for the payment and collection of fees to defray the cost of such inspection; providing for hours of business; and providing for a repeal with exception.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. A new article to be known as Article 13, entitled **POULTRY AND POULTRY DEALERS**, an analytical table of section titles in said Article and Sections 775 to 799, inclusive, are hereby added to read as follows:

**ARTICLE 13****POULTRY AND POULTRY DEALERS**

- Sec. 775. Definitions.
- Sec. 776. Inspection service authorized—Rules and regulations to be adopted.
- Sec. 777. Inspectors and inspection.
- Sec. 778. Certain acts prohibited—Exception.
- Sec. 779. Imported poultry, place of inspection of.
- Sec. 780. Unfit poultry, disposal of.
- Sec. 781. Poultry, eviscerated, etc., displayed, etc., when.
- Sec. 782. Poultry, eviscerated, etc., upon request.
- Sec. 783. Certain poultry may be displayed, etc.—Conditions.
- Sec. 784. Application for permit.
- Sec. 785. Application, form of.
- Sec. 786. Application, proceedings on.
  - (a) Investigation by Director.
  - (b) Reference to City Planning Commission.
  - (c) Notice of disapproval.
  - (d) Correction of conditions.
  - (e) Permit upon conditions corrected.
  - (f) Application, time for action on.
  - (g) Permit, numbering and expiration of.

- Sec. 787. Classification of permits.
- Sec. 788. Permit to Tax Collector.
- Sec. 789. License, form of.
- Sec. 790. License fee for less than fiscal year.
- Sec. 791. Application for renewal.
- Sec. 792. Permit and license not transferable.
- Sec. 793. No refund of fees.
- Sec. 794. Posting of license and permit.
- Sec. 795. Authority to revoke permit.
- Sec. 796. Method of collecting and accounting.
- Sec. 797. Exemption as to fees.
- Sec. 798. Hours of business.
- Sec. 799. Repeal.

Sec. 775. **Definitions.** As used in Sections 776 to 799, inclusive, of this Article, the following words shall have the following respective meanings:

"City Planning Commission" shall mean the City Planning Commission of the City and County of San Francisco;

"Controller" shall mean the Controller of the City and County of San Francisco;

"Department" shall mean the Department of Public Health of the City and County of San Francisco;

"Director" shall mean the Director of Public Health of the City and County of San Francisco;

"Dressed poultry" shall mean the carcass of any poultry prepared for market;

"First place of rest" shall mean the point at which live or dressed poultry is delivered by the person transporting or carrying same into the City and County of San Francisco;

"Imported dressed poultry" shall mean dressed poultry prepared for market outside the boundaries of the City and County of San Francisco, and which is shipped, carried or brought into the said City and County;

"Local dressed poultry" shall mean dressed poultry prepared for market within the boundaries of the City and County of San Francisco;

"Person" shall mean any corporation, association, syndicate, joint stock company, partnership, club, Massachusetts business or common law trust, society or individual;

"Poultry" shall mean and include fowl, hares and rabbits, or any portion of the carcasses thereof;

"Retail" shall mean the selling or delivering or offering for sale or delivery of poultry to the ultimate consumer;

"Tax Collector" shall mean the Tax Collector of the City and County of San Francisco;

"Wholesale" shall mean the selling or delivering or offering for sale or delivery of poultry for the purpose of resale.

Sec. 776. **Inspection Service Authorized—Rules and Regulations to be Adopted.** The Director is hereby authorized to inaugurate an inspection service for, and to adopt, promulgate and enforce such rules and regulations relative to local premises used for killing and preparing poultry for market, local premises used for the sale or delivery or offering for sale or delivery of dressed poultry, and the inspection of live and dressed poultry, as will enable the Department to enforce and carry out the meaning and intent of this Article.

Sec. 777. **Inspectors and Inspection.** The Director shall, subject to

the budgetary and Civil Service provisions of the Charter, appoint such inspectors for the purpose of making such investigation, inspection and regulation as may be necessary and warranted by the collection of fees under this Article. Such inspectors shall be under the control of said Director, and said Director and inspectors shall have free access to each location at which poultry is proposed to be killed and dressed or sold or delivered or offered for sale or delivery, at all times for the purpose of investigation, inspection and regulation of such locations and the poultry or the dressed poultry contained therein. No inspector appointed for the purpose of and paid from the fees received under this Article shall be assigned to any other work than the inspection service provided for by this Article.

**Sec. 778. Certain Acts Prohibited—Exception.** It shall be unlawful for any person to sell or deliver or offer for sale or delivery live or dressed poultry or to kill and prepare same for market without first having obtained a permit so to do as herein provided. Provided, however, that it shall be lawful for any person not having a fixed place of business in the City and County of San Francisco to ship, carry or bring into the City and County live or dressed poultry for sale or delivery to any person having a permit as herein provided.

**Sec. 779. Imported Poultry, Place of Inspection of.** Imported live or dressed poultry shall be subject to Department inspection at its first place of rest.

**Sec. 780. Unfit Poultry, Disposal of.** All live or dressed poultry unfit for human consumption shall be destroyed or otherwise disposed of according to rule or regulation of the Department.

**Sec. 781. Poultry, Eviscerated, etc., Displayed, etc., When.** Poultry in eviscerated, cut-up or dismembered form shall not be displayed, sold, delivered or offered for sale or delivery except that if at the time of or prior to the time said poultry is eviscerated, cut-up or dismembered, it shall have been inspected by the Department.

**Sec. 782. Poultry, Eviscerated, etc., upon Request.** Poultry may be eviscerated, cut-up or dismembered by a dealer of poultry, holding a retail permit, at the request of the purchaser of said poultry.

**Sec. 783. Certain Poultry may be Displayed, etc.—Conditions.** Dressed or eviscerated poultry, or poultry contained in sealed cans, tins, pots, glass or wrapper of paper, wood or similar material, bearing the seal or stamp of approval of an inspection service approved by the State of California and the Department, may be displayed, sold, delivered or offered for sale or delivery. There shall be affixed to the outside of each such container or package a label bearing the true name and quantity of the product contained therein.

**Sec. 784. Application for Permit.** Any person engaged in the business, or hereafter desiring to engage in the business, of killing and preparing poultry for market or selling or delivering or offering for sale or delivery live or dressed poultry from a fixed place of business in the City and County of San Francisco prior to the effective date of this Article, and who desires to continue such business, shall make application for a permit so to do within thirty (30) days subsequent to the effective date of this Article.

**Sec. 785. Application, Form of.** Applications for permits as provided for in this Article shall be made to the Director on forms provided by the Department for each location at which poultry is proposed to be killed and dressed or sold or delivered or offered for sale or delivery. Applicants for permits under this Article shall, upon filing of the application, pay to the Department a fee of Ten (\$10.00) Dollars to cover the posting and advertising costs of said application.

**Sec. 786. Application, Proceedings on, (a) Investigation by Direc-**



tor. The Director shall cause to be investigated the facts as set forth in the application and the premises for which the permit is requested.

(b) **Reference to City Planning Commission.** The Director shall forward a copy of said application to the City Planning Commission for approval as to zoning classification, and the City Planning Commission shall, within seven (7) days after receipt of said copy, inform the Director if, under the zoning laws of the City and County of San Francisco, the business can be established and carried on at the proposed location.

(c) **Notice of Disapproval.** In the event that the application is disapproved by the Director, he shall so notify the applicant, in writing, giving the reason for such disapproval.

(d) **Correction of Conditions.** Upon receiving said written notice, such person shall have the opportunity of correcting such conditions as may have been the cause of said disapproval, within thirty (30) days after receipt of said written notice, provided that such condition is or conditions are subject to correction.

(e) **Permit upon Conditions Corrected.** If said conditions have been corrected to the satisfaction of the Director, said permit may be issued, or in the exercise of sound discretion, he may deny said permit.

(f) **Application, Time for Action on.** An application for said permit shall be acted upon by the Director within fifteen (15) days after the filing of such application.

(g) **Permit, Numbering and Expiration of.** Said permit shall be serially numbered and shall expire on June 30 of the then current fiscal year.

Sec. 787. **Classification of Permits.** Permits issued under the provisions of this Article shall be classified by the Director, as follows:

Class A—Wholesale Permit. Permit to kill and dress poultry and to sell or deliver or offer for sale or delivery live or dressed poultry.

Class B—Wholesale Permit. Permit to sell or deliver or offer for sale or delivery live or dressed poultry.

Class C—Retail Permit. Permit to kill and dress poultry and to sell or deliver or offer for sale or delivery, only at retail, live or dressed poultry.

Class D—Retail Permit. Permit to sell or deliver or offer for sale or delivery only, at retail, dressed poultry.

Sec. 788. **Permit to Tax Collector.** When any such permit is issued, the Director shall cause said permit to be forwarded to the office of the Tax Collector for delivery to the permittee, upon the payment in advance of license fee for the fiscal year, to defray the cost to the City and County of San Francisco of the necessary investigation, inspection and regulation as provided in this Article, as follows:

Class A—Wholesale, each establishment .....	\$250.00 per year
Class B—Wholesale, each establishment .....	94.00 per year
Class C—Retail, each establishment .....	152.00 per year
Class D—Retail, each establishment .....	17.00 per year

Sec. 789. **License, form of.** The Tax Collector shall issue a license to each permittee for which the fee was paid, showing thereon:

(a) Name and address of the permittee;

(b) Address at which business is to be conducted;

(c) Number and class of permit;

(d) Expiration date of the license, which date shall be the expiration date of the permit.

Sec. 790. **License Fee for Less than Fiscal Year.** Any person ob-

taining a permit as herein provided subsequent to January 1 of any year shall pay one-half of such license fee for that fiscal year.

**Sec. 791. Application for Renewal.** Application for the renewal of permit and license shall be made in the same manner as provided for the original application for a permit and license, and shall be made at least thirty (30) days prior to the expiration of the current permit and license. Failure to apply for the renewal of the permit and license within the time specified shall cause the inspection service herein provided for to be discontinued at the expiration of the permit and license then in effect, and the permittee shall not again engage in such business until a new permit and license have been obtained. No charge shall be made for the renewal of a permit provided that application for such renewal is made within the time herein specified.

**Sec. 792. Permit and License not Transferable.** The permit and license provided for in this Article shall not be transferable, without the permission of the Director.

**Sec. 793. No Refund of Fees.** In case of discontinuance of business no refund of fees paid shall be made.

**Sec. 794. Posting of License and Permit.** Every such permit and license shall be plainly posted in a conspicuous place on the premises for which the permit and license were issued.

**Sec. 795. Authority to Revoke Permit.** The Director shall, after public hearing, have the power to revoke any such permit for violation by the permittee or by any of his or its servants, agents, or employees of any of the provisions of this Article, or of the rules and regulations of the Director made pursuant to this Article, or, if in the Director's opinion, it is deemed necessary for the protection of public health.

**Sec. 796. Method of Collecting and Accounting.** The Controller shall provide for the method of collecting and accounting for all amounts to become due under the provisions of this Article.

**Sec. 797. Exemption as to Fees.** Any person paying such fees shall be exempt from the payment of the fees provided for in Sections 35 and 36, Part III, San Francisco Municipal Code.

**Sec. 798. Hours of Business.** It shall be unlawful for any person within the City and County of San Francisco to sell or offer for sale any uncooked poultry during the hours from 6:00 P. M. of one day to 7:00 A. M., of the following day, or on Sundays; provided, however, that strictly Kosher poultry may be sold or offered for sale on Saturdays from sundown until twelve o'clock midnight, and on Sundays between the hours from 8:00 A. M. until twelve o'clock noon; provided further that no other uncooked poultry may be sold or offered for sale on the same premises where said Kosher poultry is sold or offered for sale during said hours.

**Sec. 799. Repeal.** Any and all ordinances, or parts thereof, in conflict with the provisions of this Article are hereby repealed, but only to such extent as conflict may exist, save and except that the provisions of Section 37, Chapter V, Part II, San Francisco Municipal Code, shall apply to the keeping and feeding of live poultry, as defined in Section 775 of this Article.

*Re-referred to Health Committee, on motion of Supervisor Schmidt.*

### Consideration Continued

The following recommendations of the Finance Committee, heretofore passed for second reading, were taken up:

# Amending Salary Ordinance, Increasing Salaries of Cost of Maintenance, and Then Providing for Reduction of Maintenance

(Series of 1939)

Bill No. 361, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 59, (Department of Public Health—San Francisco Hospital), by changing the salary under Item 41, one L2 Assistant Superintendent, from \$275 to \$310 and providing deduction for maintenance; by changing the salary under Item 45, two L156 Dentist (part time) from \$50 to \$62, and providing deduction for maintenance; and by changing the salary under Item 62, two L357 Resident Physician from \$100 to \$125, and providing deduction for maintenance effective July 1, 1939.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 59 is hereby amended to read as follows:

## Section 59. DEPARTMENT OF PUBLIC HEALTH— SAN FRANCISCO HOSPITAL (Continued)

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
41	1	L2	Assistant Superintendent (deduct B. R. & L.).....	310
42	1	L6	Superintendent (deduct \$150 full family maintenance) .....	733.33
43	1	L70	Physio-Therapist (part time) .....	100
44	2	L72	Electro - Cardiograph Technician (part time) .....	75
45	2	L156	Dentist (part time) (deduct B.).....	62
46	4	L202	Dietitian (deduct for R. & L.).....	137.50
47	1	L206	Chief Dietitian .....	175
48	1	L304	Pharmacist .....	225
49	1	L304	Pharmacist .....	200
50	2	L304	Pharmacist .....	190
51	1	L306	Senior Pharmacist .....	250
52	42	L352	Interne (deduct for B.R. & L.).....	32
53	22	L354	House Officer (deduct for B.R. & L.).....	47
53.1	2	L356	Senior House Officer (deduct for B.R.&L.) .....	72
54	7	L356	Senior House Officer (deduct for B.R.&L.) .....	59.50
55	2	L360	Physician (part time) .....	75
56	3	L357	Resident Physician (deduct for B.R.&L.) .....	135
57	1	L360	Physician .....	175
58	1	L452	X-Ray Technician (deduct for B.R.&L.) (part time) .....	79.50
59	6	L452	X-Ray Technician (deduct for B. R. & L.) .....	135
60	1	L456	Senior X-Ray Technician (deduct for B. R. & L.).....	210
62	2	L357	Resident Physician (deduct for B. & L.) .....	125
63	1	M255	Bracemaker .....	77.50
63.1	1	O58	Gardener (deduct for B. R. & L.).....	87.50
64	1	O60	Head Gardener (deduct for R.).....	150

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
65	4	O166	Fireman, Stationary Steam Engines.....	185
66	4	O168	Engineer, Stationary Steam Engines.....	220
67	1	O172	Chief Engineer, Stationary Steam Engines (deduct for R.) .....	300

Approved by Civil Service Commission.

Approved as to Form by the City Attorney.

*The foregoing Bill, when called up, was finally passed by unanimous vote of the Board.*

*Subsequently during the proceedings, at the request of the Controller, who stated that a study of the proposed ordinance was being made, the action of the Board was rescinded by unanimous vote, and further consideration thereof postponed until November 13, 1939.*

### Final Passage

The following recommendations of the Finance Committee, heretofore passed for second reading, were taken up:

**An Ordinance Amending Bill 192, Ordinance 186, Section 43, (Department of Public Works—Bureau of Building Repair) by Changing Class Number and Class Title Under Item 13 from A252 Glazier to A253 Sub-foreman Glazier at \$9.50 per Day.**

(Series of 1939)

Bill No. 362, Ordinance No....., as follows:

An ordinance amending Bill 192, Ordinance 186, Section 43, (Department of Public Works—Bureau of Building Repair) by changing class number and class title under Item 13 from A252 Glazier to A253 Sub-foreman Glazier at \$9.50 per day.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 43, is hereby amended to read as follows:

### Section 43. DEPARTMENT OF PUBLIC WORKS— BUREAU OF BUILDING REPAIR

Employments as required on miscellaneous repair of public buildings, including schools, as provided in Section 95 of the Charter. Number of employments is enumerated wherever the employee has attained permanent civil service tenure in this department. The employments are not established as continuing positions but "as needed" when the services are required and the funds are provided.

### INTERDEPARTMENTAL

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1		A56	Bricklayer .....	day \$ 12
3		A58	Marble Setter's Helper .....	day 6
4		A60	Marble Setter .....	day 10
5	1	A62	Tile Setter .....	day 10
5.1	1	A152	Hodcarrier .....	day 10

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
6	21	A154	Carpenter .....	9
7		A158	Sub-Foreman Carpenter .....	9.50
7.1	1	A160	Foreman Carpenter, D.P.W. ....	10
10	10	A202	Cement Finisher Helper .....	8
11	5	A204	Cement Finisher .....	9
12	3	A252	Glazier .....	8.80
13	1	A253	Sub-Foreman Glazier .....	9.50
14	1	A302	Locksmith .....	9
15	1	A302	Locksmith .....	per month 200
16	31	A354	Painter .....	9.75
16.1	3	A357	Foreman Painter .....	11
17		A380	Paper Hanger .....	10
18	1	A392	Plasterer .....	12
18.1		A396	Lather .....	10
19	25	A404	Plumber .....	10
20	12	A456	Sheet Metal Worker .....	10
21	1	A456	Sub-Foreman Sheet Metal Worker.....	10.50
22	10	A504	Steamfitter .....	10
23	1	A551	Apprentice .....	7
24	1	A551	Apprentice .....	6.50
24.1	1	A600	Roofer .....	9.68
25	1	B222	General Clerk .....	7
26	1	C152	Watchman .....	per month 145
27	1	C202	Window Cleaner .....	per month 155
28	1	E108	Electrician .....	per month 225
29	8	E108	Electrician .....	day 10
30	1	J4	Laborer .....	day 6
Teams and trucks at rates established by purchaser's contract.				

Approved by the Civil Service Commission.

Approved as to Form by the City Attorney.

Finally passed by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

# **Re-Appropriation \$3,000 for Creation of Position of One Psychiatrist and Eliminating Position of One Resident Physician, Department of Public Health.**

(Series of 1939)

Bill No. 383, Ordinance No. ...., as follows:

Reappropriating the sum of \$3,000 out of surplus existing in Appropriation No. 953.101.00 to the credit of Appropriation No. 953.101.00; creating the position of one L-374 Physician in Psychiatry at \$285 (deduct for B-R-L) per month in the Department of Public Health, San Francisco Hospital, providing the compensation therefor for the period July 1, 1939 to June 30, 1940, and eliminating the position of one L-357 Resident Physician at \$250 per month in the same Department.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$3,000 is hereby reappropriated out of the surplus existing in Appropriation No. 953.101.00 to the credit of Appro-

priation No. 953.101.00 to provide funds for the compensation of one L-374 Physician in Psychiatry at \$285 (deduct for B-R-L) per month in the Department of Public Health—San Francisco Hospital—for the period July 1, 1939 to June 30, 1940.

Section 2. The position of one L-374 Physician in Psychiatry at \$285 (deduct for B-R-L) per month in the Department of Public Health—San Francisco Hospital—is hereby created. The position of one L-357 Resident Physician at \$250 per month in the same department and institution is hereby eliminated.

Approved by the Director of Public Health.

Approved as to Funds Available by the Controller.

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

*Finally passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

#### Final Passage

The following recommendation of Streets Committee heretofore passed for second reading, was taken up:

**Amending Sec. 80, Chapter XI, Part II, of the San Francisco Municipal Code Deleting Post Street Between Kearny and Market From Prohibited Parking Area.**

(Series of 1939)

Bill No. 375, Ordinance No....., as follows:

An ordinance amending Section 80, Chapter XI, Part II, of the San Francisco Municipal Code, by deleting therefrom the following words: "Post Street between Kearny and Market Streets."

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 80, Chapter XI, Part II, of the San Francisco Municipal Code, providing for Parking Prohibited on Certain Streets, 7 A. M. to 6 P. M., is hereby amended by deleting therefrom the following words:

"Post Street between Kearny and Market Streets."

Approved as to form by the City Attorney.

*Finally passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.



**Amending Sec. 94, Chapter XI, Part II of the San Francisco Municipal Code Adding Post Street between Montgomery and Kearny Streets to the Twenty Minute Parking Area.**

(Series of 1939)

Bill No. 376, Ordinance No....., as follows:

An ordinance amending Section 94, Chapter XI, Part II, of the San Francisco Municipal Code, by adding thereto the following words: "Post Street between Montgomery and Kearny Streets."

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 94, Chapter XI, Part II, of the San Francisco Municipal Code, providing for Twenty-Minute Parking at Specified Hours, is hereby amended by adding thereto the following words: "Post Street between Montgomery and Kearny Streets."

Approved as to form by the City Attorney.

*Finally passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

**Changing Sidewalk Widths on Capp St. Between 15th and 26th Sts.**

(Series of 1939)

Bill No. 378, Ordinance No....., as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered Twelve Hundred and Thirty-three (1233).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office September 29, 1939, by adding thereto a new section to be numbered Twelve Hundred and Thirty-three (1233) to read as follows:

Section 1233.

The width of sidewalks on Capp Street between Fifteenth Street and Twenty-sixth Street shall be nine (9) feet.

Approved as to form by the City Attorney.

*Finally passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

**Changing Sidewalk Widths on Twenty-third Street Between Eureka and Diamond Streets**

(Series of 1939)

Bill No. 379, Ordinance No....., as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered Twelve Hundred and Thirty-five (1235).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office October 3, 1939, by adding thereto a new section to be numbered Twelve Hundred and Thirty-five (1235) to read as follows:

**Section 1235.**

The width of sidewalks on Twenty-third Street between Market Street and Eureka Street shall be 15 feet.

**THE WIDTH OF SIDEWALKS ON TWENTY-THIRD STREET BETWEEN EUREKA STREET AND DIAMOND STREET SHALL BE 10 FEET.**

The width of sidewalks on Twenty-third Street between Diamond Street and Potrero Avenue shall be 15 feet.

Form approved by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

**Changing and Establishing Grades on 23rd St., 25th St., Texas St., Connecticut St., and Missouri St.**

(Series of 1939)

Bill No. 380, Ordinance No....., as follows:

Changing and re-establishing the official grades on 23rd Street between westerly line of Mississippi and Wisconsin Streets; 25th Street between a line parallel with and 5 feet easterly from Texas and Carolina Streets; Texas Street between a line parallel with and 366 feet northerly from 23rd and 25th Streets; Connecticut Street between 25th Street and a line parallel with 26th Street and 17 feet southerly therefrom; Missouri Street between 25th Street and a line parallel with Army Street and 523 feet northerly therefrom.

Whereas, The Board of Supervisors, on the written recommendation of the Director of Public Works, did on the 28th day of August, 1939, by Resolution No. 502 (Series of 1939), declare its intention to change and re-establish the grades on 23rd Street between westerly line of Mississippi and Wisconsin Streets; 25th Street between a line parallel with and 5 feet easterly from Texas and Carolina Streets; Texas Street between a line parallel with and 366 feet northerly from 23rd and 25th Streets; Connecticut Street between 25th Street and a

line parallel with 26th Street and 17 feet southerly therefrom; Missouri Street between 25th Street and a line parallel with Army Street and 523 feet northerly therefrom.

Whereas, Said Resolution was so published for two days, and the Director of Public Works, within ten days after the first publication of said Resolution of Intention caused notices of the passage of said Resolution to be conspicuously posted along all streets specified in the Resolution, in the manner and as provided by law; and

Whereas, More than thirty days have elapsed since the first publication of said Resolution of Intention; therefore, Be It Ordained by the People of the City and County of San Francisco as follows:

Section 1. The grades on the following named streets at the points hereinafter named and at the elevations above City base as herein-after stated, are hereby changed and established as follows:

Recommendation for the changing and establishing of grades as follows:

TWENTY-THIRD STREET:	Feet
Mississippi Street .....	90.00
(The same being the present official grade.)	
Texas Street .....	133.00
Missouri Street .....	220.00
(The same being the present official grade.)	
At a point 216.68 feet easterly from Arkansas Street and 48.21 feet southerly from Twenty-third Street northerly line.....	268.10
At a point 201.00 feet easterly from Arkansas Street and 78.38 feet southerly from Twenty-third Street northerly line.....	268.10
8 feet southerly from the northerly line of, 52.09 feet easterly from Arkansas Street .....	265.76
24 feet northerly from the southerly line of, 52.09 feet easterly from Arkansas Street .....	265.76
8 feet southerly from the northerly line of, at Arkansas Street westerly line .....	264.00
(The same being the present official grade.)	
24 feet northerly from the southerly line of, at Arkansas Street westerly line produced .....	263.50
8 feet southerly from the northerly line of, at Wisconsin Street easterly line .....	261.64
(The same being the present official grade.)	
24 feet northerly from the southerly line of, at Wisconsin Street easterly line .....	260.09
(The same being the present official grade.)	
Northerly line of, at Wisconsin Street .....	262.00
(The same being the present official grade.)	
Southerly line of, at Wisconsin Street.....	259.00
(The same being the present official grade.)	

#### TWENTY-FIFTH STREET

5 feet easterly from Texas Street.....	129.10
(The same being the present official grade.)	
Northerly line of, 10 feet westerly from Texas Street easterly line .....	130.00
(The same being the present official grade.)	
16 feet northerly from the southerly line of, 48 feet westerly from the easterly line of Texas Street produced.....	132.00

193.33 feet westerly from the easterly line of Texas Street produced .....	130.00
(The same being the present official grade.)	
At a point 23.61 feet westerly from the easterly end of the curb return (measured along the curb) at the northeast corner of Connecticut Street .....	89.95
16 feet northerly from the southerly line of, at Connecticut Street easterly line produced from the south.....	90.00
16 feet northerly from the southerly line of, at Connecticut Street westerly line produced from the south.....	90.00
At a point 12.01 feet easterly from the westerly end of the curb return (measured along the curb) at the northwest corner of Connecticut Street .....	88.18
50 feet easterly from Wisconsin Street .....	155.26
16 feet southerly from the northerly line of, at Wisconsin Street easterly line .....	163.75
At a point at the intersection of the arc of the southeast curb return and the easterly line of Wisconsin Street.....	161.81
1 foot southerly from the northerly line of, and 15 feet westerly from Wisconsin Street easterly line.....	164.34
Northerly line of, at Wisconsin Street.....	164.50
(The same being the present official grade.)	
26 feet southerly from the northerly line of, at Wisconsin Street westerly line .....	163.00
6 feet northerly from the southerly line of, at Wisconsin Street, westerly line .....	160.55
Carolina Street .....	180.00
(The same being the present official grade.)	

## TEXAS STREET:

366 feet northerly from 23rd Street.....	132.50
(The same being the present official grade.)	
Twenty-third Street .....	133.00
10 feet westerly from the easterly line of, 400 feet southerly from 23rd Street .....	153.00
36 feet easterly from the westerly line of, 400 feet southerly from 23rd Street .....	153.00
10 feet westerly from the easterly line of 79.91 feet northerly from 25th Street .....	133.98
44 feet westerly from the easterly line of, 79.91 feet northerly from 25th Street .....	133.98
10 feet westerly from the easterly line of, 46.02 feet northerly from 25th Street .....	132.31
44 feet westerly from the easterly line of, 46.02 feet northerly from 25th Street .....	133.60
10 feet westerly from the easterly line of, at 25th Street northerly line .....	130.00
(The same being the present official grade.)	

## CONNECTICUT STREET:

Westerly line of, 16 feet northerly from 25th Street southerly line .....	90.00
Easterly line of, 16 feet northerly from 25th Street southerly line .....	90.00
23 feet easterly from the westerly line of, 7 feet southerly from 25th Street .....	86.99
23 feet westerly from the easterly line of, 7 feet southerly from 25th Street .....	86.99

23 feet westerly from the easterly line of, at the northerly line of 26th Street produced easterly.....	43.00
At a point 14.91 feet easterly from the westerly end of the curb return (measured along the curb) at the northwest corner of 26th Street .....	40.61
Westerly line of, 20 feet southerly from 26th Street northerly line .....	42.58
Westerly line of, 6 feet northerly from 26th Street southerly line .....	40.30
23 feet westerly from the easterly line of, at 26th Street southerly line produced from the west.....	40.00
(The same being the present official grade.)	
17 feet southerly from 26th Street.....	38.34
(The same being the present official grade.)	

On 23rd Street, between the westerly line of Mississippi Street and Wisconsin Street; on 25th Street between a line parallel with and 5 feet easterly from Texas Street and Carolina Street; on Texas Street between a line parallel with and 366 feet northerly from 23rd Street and 25th Street; on Connecticut Street between 25th Street and a line parallel with 26th Street and 17 feet southerly therefrom; and on Missouri Street between 25th Street and a line parallel with Army Street and 523 feet northerly therefrom, be changed and established to conform to true gradients between the grade elevations above given therefor and the present official grade of Missouri Street at a point 523 feet northerly from Army Street.

Approved as to form by the City Attorney.

*Finally Passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

### Establishing Grades on Cayuga, Modoc and Naglee Avenues (Series of 1939)

Bill No. 381, Ordinance No. ...., as follows:

Establishing grades on Cayuga Ave. between a line 10 ft. westerly from the westerly line of Foote Ave. produced and a line 109.75 ft. westerly from the westerly line of Naglee Ave. produced; on Modoc Ave. between points 8.50 ft. northerly from the northerly line of Cayuga Ave. produced and a line 175 ft. northerly from the northerly line of Cayuga Ave. produced; and on Naglee Ave. between points 10 ft. northerly from the northerly line of Cayuga Ave. produced and a line 150 ft. northerly from the northerly line of Cayuga Ave. produced.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The grades on Cayuga Ave. between a line 10 ft. westerly from the westerly line of Foote Ave. produced and a line 109.75 ft. westerly from the westerly line of Naglee Ave. produced; on Modoc Ave. between points 8.50 ft. northerly from the northerly line of Cayuga Ave. produced and a line 175 ft. northerly from the northerly line of Cayuga Ave. produced; and on Naglee Ave. between points 10 ft. northerly from the northerly line of Cayuga Ave. produced and a line 150 ft. northerly from the northerly line of Cayuga Ave. produced, are hereby established at points hereinafter named and at heights above City base as hereinafter stated, in accordance with the recommendation of the Department of Public Works, filed in this office October 10, 1939.

## CAYUGA AVENUE

Feet

10 feet westerly from the westerly line of Foote Ave. produced....	186.90
(The same being the present official grade).	
15 feet southerly from the northerly line of 11.50 feet easterly from the easterly line of Modoc Avenue produced.....	192.13
15 feet southerly from the northerly line of 11.50 feet westerly from the westerly line of Modoc Avenue produced.....	194.10
110.25 feet easterly from Naglee Avenue produced.....	196.62
(Point of intersection of a 100 foot vertical curve)	
15 feet southerly from the northerly line of 10 feet easterly from the easterly line of Naglee Avenue produced.....	199.98
15 feet southerly from the northerly line of 10 feet westerly from the westerly line of Naglee Avenue produced.....	202.66
109.75 feet westerly from the westerly line of Naglee Avenue produced. (Point of intersection of a 100 foot vertical curve)...	206.00

## MODOC AVENUE

12 feet westerly from the easterly line of 8.50 feet northerly from the northerly line of Cayuga Avenue produced.....	192.76
12 feet easterly from the westerly line of 8.50 feet northerly from the northerly line of Cayuga Avenue produced.....	193.47
100 feet northerly from the northerly line of Cayuga Avenue produced. (Point of intersection of a 100 foot vertical curve)...	194.03
175 feet northerly from the northerly line of Cayuga Avenue pro- duced .....	200.03

## NAGLEE AVENUE

15 feet westerly from the easterly line of 10 feet northerly from the northerly line of Cayuga Avenue produced.....	200.82
15 feet easterly from the westerly line of 10 feet northerly from the northerly line of Cayuga Avenue produced .....	201.82
150 feet northerly from the northerly line of Cayuga Avenue pro- duced .....	202.72

On Cayuga Avenue between a line 10 feet westerly from the west-  
erly line of Foote Avenue produced and a line 109.75 feet westerly  
from the westerly line of Naglee Avenue produced, on Modoc Avenue  
between points 8.50 feet northerly from the northerly line of Cayuga  
Avenue produced and a line 175 feet northerly from the northerly  
line of Cayuga Avenue produced, and on Naglee Avenue between  
points 10 feet northerly from the northerly line of Cayuga Avenue  
produced and a line 150 feet northerly from the northerly line of  
Cayuga Avenue produced, be established to conform to true gradients  
between the grade elevations above given therefore.

Approved as to form by the City Attorney.

*Finally Passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead,  
Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.



## Final Passage

The following recommendation of Public Buildings, Lands and City Planning Committee, heretofore passed for second reading, was taken up:

**An Ordinance Amending Section 56, Chapter I, Part II, of the San Francisco Municipal Code, Requiring Necessity for Filing a Cloth Plan for Frame Buildings and Alterations.**

(Series of 1939)

Bill No. 382, Ordinance No....., as follows:

An Ordinance amending Section 56, Chapter I, Part II. of the San Francisco Municipal Code, eliminating the necessity of filing a cloth plan for frame buildings and alterations.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 56, Chapter I. Part II. of the San Francisco Municipal Code is hereby amended to read as follows:

Section 56. *Application for Permit.* The Permit may be applied for and obtained by the owner or lessee direct or acting through an architect, engineer, contractor or other agent.

The application shall state the location of the proposed building or structure. It shall give the name and residence address of the actual owner or owners of the land and of the buildings or structure, the name and residence address of lessee or lessees, if any, and the name and address of the architect, engineer or designer of the building or structure.

The application shall be made upon blanks furnished by the Central Permit Bureau and shall conform to the requirements as indicated on the blanks so furnished.

The application shall be filed in duplicate and be accompanied by two (2) complete sets of plans and specifications which shall clearly show all parts of the construction, including a plan of each floor of a new building. For "Class A," "Class B" and "Class C" buildings, one (1) of said sets of plans shall be on cloth.

If said application, plans and specifications are approved, such approval shall be endorsed on each thereof in writing by all interested departments and bureaus, and one of said applications, together with one (1) set of plans, which shall be said cloth plans if required, and one (1) set of specifications, all with such approval endorsed thereon, shall be securely bound together and delivered to the party obtaining the permit who must keep such application, plans and specifications on the premises where such construction is being conducted, open for inspection at all times during such construction, until final inspection is made in accordance with Section 165 of Article 5 of this Chapter. The owner shall be responsible for the plans being kept on the building.

The other application, set of plans and set of specifications after being approved and having such approval endorsed thereon in writing by all interested departments and bureaus, shall be indexed and kept on file by the Central Permit Bureau in such a manner as to be readily inspected by the public upon application to the chief clerk of the building permit office, and the erection, construction or alteration of said building, structure or any part thereof when proceeded with shall be constructed in accordance with such approved applications, plans and specifications and any modifications made in plans and

specifications shall be subjected to further approval, such modifications shall be made to appear in the same form and date of such further approval, shall be endorsed on both the set of plans and specifications and be noted on the applications, filed in the office of the Central Permit Bureau and kept on the premises where such construction is being conducted.

When the estimated cost of erecting, altering or repairing any building or structure does not exceed One Thousand (\$1,000.00) Dollars the person, firm or corporation proposing to make such improvements shall file with the Central Permit Bureau in lieu of the plans and specifications hereinafter provided for, a statement in writing setting forth what repairs, alterations or improvements are contemplated, and describing the general character, nature and extent of the same.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

## NEW BUSINESS

### Adopted

The following recommendations of the Finance Committee were taken up:

#### Approval of Recommendations of Public Welfare Department

(Series of 1939)

Resolution No. 611, as follows:

Resolved, That the recommendation of the Public Welfare Department containing the names and amounts to be paid as Old Age Security Aid, Blind Pensions and Half Orphan Aid for the month of November, 1939, including amounts, increases, decreases, denials, cancellations, suspensions, and other transactions, are hereby approved, and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

Further Resolved, That the Board of Supervisors declares an extension of time if necessary in certain cases as requested by the Public Welfare Department.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

#### Land Purchase—Portola Drive Widening—Sydney Way to Waitham Way

(Series of 1939)

Resolution No. 612, as follows:

Resolved, in accordance with the recommendation of the Department of Public Works, that the City and County of San Francisco accept a deed from John V. Campbell, or the legal owner, to a strip of land averaging from 50 to 60 feet in width, being the southeasterly portions of Lots 1 to 20 inclusive, Assessor's Block 2902, and the southeasterly portions of Lot 1 and Lots 5 to 16 inclusive, Assessor's Block 2915, San Francisco, required for the widening of Portola Drive between Sydney Way and Waitham Way, and that the sum of \$23,750.00 be paid for said

land from Appropriation No. 977.946.58. The City Attorney shall examine and approve the title to said property.

Reference is hereby made to the written offer on file in the office of the Director of Property from the above named party for particular descriptions of said parcels of land.

As a further consideration and in order to relocate and replace the present side sewer facilities, it is understood and agreed that in addition to the above mentioned sum the said City and County of San Francisco shall at its own expense, at the time of widening Portola Drive between Sydney Way to Waitham Way, construct the necessary side sewers from the main sewer to the curb line to serve the remaining property of the above named party adjoining the above described parcels of land.

It is further understood and agreed that the street work adjoining the above described property on Portola Drive will be constructed at the sole expense of the City and County of San Francisco, said street work to include the pavement of the roadway and the construction of curbs and sewers, but not to include sidewalks.

Approved by the Director of Property.

Recommended by the Director of Public Works.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

**Authorizing Acquisition of Certain Lands by Eminent Domain  
Proceedings Required for the Widening of Portola Drive  
(Series of 1939)**

Resolution No. 613, as follows:

Authorizing acquisition of certain lands by eminent domain proceedings required for the widening of Portola Drive.

Resolved, That public interest and necessity require the acquisition by the City and County of San Francisco, a municipal corporation, of the following described real property situated in the City and County of San Francisco, State of California:

**PARCEL 1:**

Beginning at the southeasterly corner of Lot 2, Block 14 of Noe Garden Homestead Union, as per map thereof recorded in Map Book "C" and "D," pages 136 and 137, Records of the City and County of San Francisco; thence westerly along the southerly line of said Lot 2, 78.15 feet to the easterly line of Portola Drive; thence southerly along said easterly line, 120.44 feet to the northerly line of the property owned by the City and County of San Francisco; thence easterly along last named line, 43.34 feet to the easterly line of Lot 3 of aforesaid Block 14; thence at right angles northerly along last named line, 115 feet to the point of beginning.

Being a portion of aforesaid Lot 3.

**PARCEL 2:**

Beginning at a point on the northerly line of 25th Street, distant thereon 125 feet westerly from the westerly line of Burnham Street, said point being the southeasterly corner of Lot 4, Block 14, of Noe Garden Homestead Union, as per map thereof recorded in Map Book "C" and "D," pages 136 and 137, Records of the City and County of San Francisco; thence westerly along said northerly line 60 feet to the easterly line of High Street; thence northerly along said easterly

line, 65.63 feet to the easterly line of Portola Drive; thence northerly along said line of Portola Drive 111.60 feet to the southerly line of the property owned by the City and County of San Francisco; thence easterly along last named line, 36.57 feet to the easterly line of aforesaid Lot 4; thence at right angles southerly along last named line, 175 feet to the point of beginning.

Being a portion of aforesaid Lot 4.

#### PARCEL 3:

Beginning at a point on the westerly line of High Street, distant thereon 433.21 feet southerly from the easterly line of Portola Drive, said point being the southeasterly corner of Lot 5, Block 25 of Noe Garden Homestead Union, as per map thereof recorded in Map Book "C" and "D," pages 136 and 137, Records of the City and County of San Francisco; thence southerly along said line of High Street, 28.50 feet to a line parallel with and distant 28.50 feet, at right angles southerly from the southerly line of said Lot 5; thence at right angles westerly along said parallel line, 104.53 feet to the easterly line of Portola Drive; thence northerly along last named line 29 feet, more or less, to the southerly line of aforesaid Lot 5; thence easterly along last named line, 108.60 feet to the point of beginning.

Being a portion of Lot 6 of aforesaid Block 25.

#### PARCEL 4:

Beginning at a point on the westerly line of High Street, distant thereon 55.50 feet northerly from the point of intersection thereof with the southerly line of Lot No. 7 in Block No. 25, as said street, lot and block are shown on the map thereafter referred to; running thence northerly along said line of High Street 24.50 feet to the northerly line of said Lot No. 7; thence westerly along said last named line 102.779 feet to the easterly line of Portola Drive; thence southerly along said line of Portola Drive 27.105 feet; thence easterly 106.017 feet to the point of beginning.

Being a portion of Lot No. 7 in Block No. 25, as said lot and block are delineated and so designated upon that certain map entitled "Noe Garden Homestead Union," filed August 2nd, 1869 and recorded in Liber "C" and "D" of Maps at pages 136 and 137, in the office of the Recorder of the City and County of San Francisco, State of California.

Be It Further Resolved, That said parcels of land are suitable, adaptable, necessary and required for the use of the City and County of San Francisco, in connection with the widening of Portola Drive from 24th Street to 26th Street, for public street purposes. It is necessary that a fee simple title be taken to said lands.

The City Attorney is hereby authorized and directed to commence proceedings in eminent domain against the owners of said parcels of land and of any and all interests therein or claims thereto for the condemnation thereof for the public use of the City and County of San Francisco as aforesaid.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

**Authorizing Lease of Space at 1254 Market Street for Court and Municipal Purposes**

(Series of 1939)

Resolution No. 614, as follows:

Authorizing lease of space at 1254 Market Street for court and municipal purposes.

Resolved, That the Mayor and the Clerk of the Board of Supervisors in behalf of the City and County of San Francisco, a municipal corporation, as Lessee, be and are hereby authorized and directed to enter into a written lease with John R. Spellacy and Matthew J. Dooley, Administrators of the Estate of Matthew Nunan, deceased, as Lessors, of the two upper floors in that certain building located at 1254 Market Street, San Francisco, California, for a period of one year beginning November 1, 1939, at a rental of \$150.00 per month, payable from such funds as may be made available for the purpose. The City shall have the right to cancel the lease upon thirty days' written notice. The property is to be used for Court and municipal purposes.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

**Authorizing Lease of Building at 960 Bush Street for WPA Music Project and Repealing Resolution No. 552**

(Series of 1939)

Resolution No. 615, as follows:

Authorizing lease of building at 960 Bush Street for WPA music project and repealing Resolution No. 552.

Resolved, That the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, as Lessee, be and are hereby authorized and directed to enter into a written lease with Julius H. Berghauser, as Lessor, of that certain three story building, except the basement, located at 960 Bush Street, San Francisco, California, for a period of ten months beginning September 1, 1939, at a rental of \$250.00 per month, payable from such funds as may be made available for the purpose. The lease may be cancelled by either party upon thirty days' written notice. The City shall have the right to renew the lease for an additional period of one year beginning July 1, 1940 at the same monthly rental. The building is to be used for a WPA music project.

Resolution No. 552, adopted by this Board on September 25, 1939, is hereby repealed.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

**Extending the Time Within Which to Award the Contracts for the  
Furnishing and Installation of X-Ray Equipment in the Health  
Department Buildings—A WPA Project—Docket Calif. 1902-F.**

(Series of 1939)

Resolution No. 616, as follows:

Extending the time within which to award the contracts for the Furnishing and Installation of X-Ray Equipment in the Health Department Buildings—a PWA Project—Docket Calif. 1902-F.

Whereas, the Director of Public Works did, on October 11, 1939, receive bids for the Furnishing and Installing of X-Ray Equipment for various Health Department Buildings; and

Whereas, the Director of Public Works, on the recommendation of the Health Department, may be called upon to award these contracts for Furnishing and Installing of X-Ray Equipment in the Health Department Buildings to other than the low bidder; and

Whereas, the Public Works Administration of the Federal Government may transmit this recommendation to Washington, D. C. for final approval of the recommendation of the Director of Public Works to award other than to the low bidder; and

Whereas, the Contract Procedure Ordinance of the City and County of San Francisco provides that awards of contract must be made within twenty (20) days from the receipt of bids;

Now, Therefore, Be It Resolved, that the time within which the Director of Public Works may award said contract, be, and the same is hereby extended to and including the twenty-ninth day of November, 1939, but that nothing herein contained shall prevent the award of said contracts at an earlier date should the Director of Public Works desire to do so.

Recommended by the Director of the Department of Public Works.

Approved by the Chief Administrative Officer.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

**Passage for Second Reading**

**Authorizing Payment of \$950.00 and Conveyance of Certain Land to  
Gerolamo Cucchi, et ux., in Exchange for Certain Land Required  
for the Extension of Silver Avenue.**

(Series of 1939)

Bill No. 393, Ordinance No. ...., as follows:

Authorizing payment of \$950.00 and conveyance of certain land to Gerolamo Cucchi, et ux., in exchange for certain land required for the extension of Silver Avenue.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to Section 92 of the Charter and in accordance with the recommendation of the Department of Public Works, the Director of Property, in lieu of sale, is hereby authorized and directed to arrange for trading certain City owned real property to Gerolamo Cucchi and Angelina Cucchi, his wife, hereinafter referred to as Parcel "A," in exchange for certain land hereinafter referred to as Parcel "B."



Section 2. Said lands are situated in the City and County of San Francisco, State of California, and are particularly described as follows:

**PARCEL "A":**

Beginning at a point on the northeasterly line of Quesada Avenue, distant thereon 100 feet northwesterly from the northwesterly line of Quint Street and running thence northwesterly along said line of Quesada Avenue 5.882 feet; thence northerly on a curve to the right, along the proposed southerly line of Silver Avenue, tangent to the last described course, radius 12 feet, central angle  $122^{\circ} 34' 36''$ , an arc distance of 25.672 feet; thence easterly along said line of Silver Avenue, tangent to the last described curve 29.705 feet; thence deflecting  $147^{\circ} 25' 24''$  to the right and running southwesterly 43.493 feet along a line perpendicular to the said line of Quesada Avenue to the point of beginning.

Being a portion of Block No. 333, O'Neil and Haley Tract.

**PARCEL "B":**

Beginning at a point distant 100 feet northwesterly at right angles from the northwesterly line of Quint Street and distant 43.493 feet northeasterly at right angles from the northeasterly line of Quesada Avenue and running thence northeasterly at right angles to said northeasterly line of Quesada Avenue 56.507 feet; thence at right angles southeasterly 36.105 feet; thence deflecting to the right  $122^{\circ} 34' 36''$  and running southwesterly 67.057 feet to the point of beginning.

Being a portion of Block 333 of the O'Neill and Haley Tract as recorded in Map Book "2A and B," page 27, Records of the City and County of San Francisco.

Section 3. The Director of Property has made an appraisal of the value of said real property and estimates the value of Parcel "A" to be \$950.00 less than the value of Parcel "B."

Section 4. The Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute the necessary deed for the conveyance of Parcel "A" to Gerolamo Cucchi and Angelina Cucchi, his wife, or their assignee. The Director of Property shall deliver said deed to the Grantees upon receipt of the necessary deed to Parcel "B" and shall record the latter deed. It is understood that the improvements now located on Parcel "B" shall remain the property of Gerolamo Cucchi, et ux., and shall be removed from Parcel "B" by said parties at their own expense within thirty days after recording the deed to the City. It is further understood that no cost of grading, construction of sewer, curbs and pavement for the extension of Silver Avenue through said Block No. 333 shall be assessed against Gerolamo Cucchi, et ux.

Section 5. The Controller is hereby authorized and directed to draw a warrant on the Treasurer in favor of the City Title Insurance Company, amount \$950.00, payable from Appropriation No. 977,950.58, to compensate for the difference in valuations of Parcels "A" and "B."

Section 6. Said Parcel "B" is required for the extension of Silver Avenue, a street of major importance as designated by Resolution No. 3131, adopted by this Board on March 22, 1937.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

**Authorizing Conveyance of Certain Lands to the Western Pacific Railroad Company in Exchange for Certain Easements for Street Purposes Required for Widening Third Street and for Extending 26th Street From Kansas Street to Vermont Street, Also Authorizing Payment of \$4500.00 for Parcel 2 Hereinafter Described, and Payment of Estimated Sum of \$2000.00 to San Francisco Water Department for Relocating a Certain Water Pipe Line.**

(Series of 1939)

Bill No. 394, Ordinance No....., as follows:

Authorizing conveyance of certain lands to The Western Pacific Railroad Company in exchange for certain easements for street purposes required for widening Third Street and for extending 26th Street from Kansas Street to Vermont Street, also authorizing payment of \$4500.00 for Parcel 2 hereinafter described, and payment of estimated sum of \$2000.00 to San Francisco Water Department for relocating a certain water pipe line.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to Section 92 of the Charter and in accordance with the recommendation of the Department of Public Works, the Director of Property, in lieu of sale, is hereby authorized and directed to arrange for trading certain lands hereinafter described as Parcels 1, 2 and 3 to The Western Pacific Railroad Company in exchange for certain property hereinafter described as Parcels A, B, C, D, E and F. All of said parcels are situated in the City and County of San Francisco, State of California.

Section 2. Parcel 1 is that certain tract of land described in Ordinance No. 12.17267, Bill No. 1636, approved by the Mayor of San Francisco on August 9, 1938. Parcel 2 is the first tract of land described in Ordinance No. 12.172217, Bill No. 1640, approved by the Mayor of San Francisco on August 9, 1938. Said Parcels 1 and 2 were proposed to be sold under the provisions of said ordinances. In accordance with the consent of the Fire Department and the Board of Education, respectively, jurisdiction of Parcels 1 and 2 is hereby transferred to the Department of Public Works.

Parcel 3: All that portion of Kansas Street lying between the north line of Army Street and the southerly line of 26th Street extended westerly from Rhode Island Street.

It is understood that the City shall close said portion of Kansas Street and after such closing shall grant all of its right, title and interest in Parcel 3 to the Railroad Company.

Section 3. In consideration for Parcels 1, 2 and 3, the Railroad Company shall grant easements for street purposes to the City over the following described parcels of land:

**PARCEL A:**

Beginning at a point on the easterly line of Third Street (formerly Kentucky Street), distant thereon 64 feet southerly from the southerly line of 25th Street, said point being on the southerly line of the property now or formerly owned by the Santa Fe Land Improvement Co.; thence running southerly along said line of Third Street 32 feet to the northerly line of the property also now or formerly owned by said Santa Fe Land Improvement Co.; thence at right angles easterly along last named line 20 feet to a line parallel with and distant 20 feet at right angles easterly from the easterly line of Third Street; thence at right angles northerly along said parallel line 32 feet to the southerly property line of the said Santa Fe Land Improvement Co.; thence at right angles westerly along last named line 20 feet to the easterly line of Third Street and the point of beginning.

Being a portion of New Potrero Block No. 404. Containing 640 square feet.

**PARCEL B:**

Beginning at the intersection of the southerly line of 26th Street with the westerly line of Third Street (formerly Kentucky Street); thence running southerly along the said line of Third Street 50 feet to the northerly line of the property now or formerly owned by Edith B. Dunne; thence at right angles westerly along last named line 2.500 feet to a straight line drawn between a point on the northerly line of Army Street (formerly Colusa Street), distant thereon 20 feet westerly from the westerly line of Third Street, and the point of beginning of this description; thence deflecting  $92^{\circ} 51' 45''$  to the right and running northeasterly along said straight line 50.063 feet to the southerly line of 26th Street and the point of beginning.

Being a portion of New Potrero Block No. 398. Containing 62.5 square feet.

**PARCEL C:**

Beginning at a point on the westerly line of Third Street (formerly Kentucky Street), distant thereon 50 feet northerly from the northerly line of Army Street (formerly Colusa Street), said point being on the northerly line of the property now or formerly owned by Bernard Sieroty; thence running northerly along said line of Third Street 100 feet to the southerly line of the property now or formerly owned by Pope Estate Co.; thence at right angles westerly along last named line 12.50 feet to a straight line drawn between a point on the northerly line of Army Street, distant thereon 20 feet westerly from the westerly line of Third Street and the northeasterly corner of this block; thence deflecting  $87^{\circ} 08' 15''$  to the left and running southwesterly along said straight line 100.125 feet to the northerly property line of the said Sieroty; thence deflecting  $92^{\circ} 51' 45''$  to the left and running easterly along last named line 17.50 feet to the westerly line of Third Street and the point of beginning.

Being a portion of New Potrero Block No. 398. Containing 1500 square feet.

**PARCEL D:**

Beginning at the intersection of the westerly line of Third Street (formerly Kentucky Street) with the southerly line of Army Street (formerly Colusa Street), as per map "Showing the Widening of Army Street," recorded August 10, 1921, and filed in Map Book "J," page 8, thence running southerly along said line of Third Street 823 feet to the northerly line of Tulare Street as said northerly line is shown on "Map Showing the Widening of Tulare Street," recorded June 18, 1932, and filed in Map Book "M," page 76, Official Records of City and County of San Francisco; thence westerly along said line of Tulare Street 20 feet to a line parallel with and distant 20 feet at right angles westerly from the westerly line of Third Street; thence at right angles northerly along said parallel line 823 feet to the said southerly line of Army Street; thence at right angles easterly along last named line 20 feet to the westerly line of Third Street and the point of beginning.

Being a portion of New Potrero Blocks Nos. 399 and 400, and a portion of Marin Street closed by Resolution No. 35,591, New Series. Containing 16,460 square feet.

**PARCEL E:**

Beginning at a point on the westerly line of Kansas Street, distant thereon 433 feet southerly from the southerly line of 25th Street, running thence southerly along the westerly line of Kansas Street, 60 feet; thence at a right angle westerly 200 feet to a point on the easterly line of Vermont Street; thence northerly along last named line 60 feet; thence at a right angle easterly 200 feet to the point of beginning. Containing 12,000 square feet.

The Railroad Company shall also grant the following described land to the City or its agent:

**PARCEL F:**

Beginning at a point on the westerly line of Third Street (formerly Kentucky Street), distant thereon 50 feet northerly from the northerly line of Army Street (formerly Colusa Street), said point being on the northerly line of the property now or formerly owned by Bernard Sieroty; thence westerly along last named line, parallel to and perpendicularly distant 50 feet northerly from the northerly line of Army Street, 17.50 feet to the true point of beginning; thence westerly along said parallel line 82.50 feet to the northwest corner of said property now or formerly owned by Bernard Sieroty; thence at a right angle northerly 30 feet; thence at a right angle easterly 84 feet; thence deflecting 92° 51' 45" to the right and running southwesterly 30.038 feet to the true point of beginning. Containing 2,497.5 square feet.

It is understood that title to Parcel F may be taken in the name of the City Title Insurance Company for the purpose of trading the same to the owner of Lot 8, Assessor's Block 4315, San Francisco, for the portion of said lot required for widening Third Street.

Section 4. The Director of Property has made an appraisal of the value of said property and estimates the value of the lands to be traded to the Railroad Company to be equal to the value of the property to be acquired by the City.

Section 5. As a further consideration it is understood that the Railroad Company shall, at its own expense, do the following work within 90 days after the effective date of closing Kansas Street between 26th and Army Streets:

(a) Extend and improve 26th Street over the parcel of land described as "Parcel E," with standard curbs, pavement and walks.

(b) Improve the crossing of 26th and Kansas Streets with standard curbs, pavement and walks.

(c) Replace the existing 8 inch sewer in parcel of land described as "Parcel E," with 15" vitrified clay pipe.

(d) Construct a 15 inch vitrified clay pipe sewer in 26th Street between the sewers in Rhode Island Street and Kansas Street.

Section 6. The Mayor and the Clerk of the Board of Supervisors are hereby authorized and directed to execute the necessary agreement and deed or deeds in behalf of the City and County of San Francisco for the conveyance of Parcels 1, 2 and 3 to the Trustees of the property of The Western Pacific Railroad Company, Debtor, or to their successor in ownership of the Debtor's properties. The Director of Property shall deliver said deed or deeds to the Grantee upon receipt of the necessary deed to Parcels A, B, C, D and E, and shall record the latter deed. The Controller is hereby authorized and directed to draw a warrant on the Treasurer, amount \$4,500.00, payable from Appropriation No. 777.931.17, in favor of City Title Insurance Company, as the consideration for Parcel 2. Said money shall be paid to the Director of Property for the account of the San Francisco Board of Education upon completion of the exchange of property with the Railroad Company as authorized by this ordinance.

Section 7. The San Francisco Water Department shall remove the existing 8 inch water pipe line in Kansas Street from Army Street to 26th Street and shall relocate the same along other streets. The Department of Public Works shall pay for such work at an estimated cost of \$2,000.00, chargeable to Appropriation No. 977,931.58.

Section 8. Parcels A, B, C, D and F are required for the widening of Third Street, a street of major importance as designated by Resolu-

tion No. 2328, adopted by this Board on December 30, 1935. Parcel E is required for the extension of 26th Street from Kansas Street to Vermont Street.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

**Authorizing Refund to Southern Pacific Company for Value of Property Stored at Pipe Yards, and Inadvertently Sold by Purchaser of Supplies.**

(Series of 1939)

Bill No. 395, Ordinance No....., as follows:

Authorizing the refund to the Southern Pacific Company for the value of certain steel rail removed from the property of the Southern Pacific Company heretofore occupied by the City and County of San Francisco as a Pipe Yard, which said steel rail belonged to the Southern Pacific Company and was inadvertently sold by the Purchaser of Supplies.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. A refund of \$675.00 is hereby ordered to be made to the Southern Pacific Company for the value of certain steel rail owned by said Southern Pacific Company and sold by the Purchaser of Supplies at the time he was selling the property of the City and County of San Francisco from the so-called Pipe Yard heretofore maintained by the City and County on the property of the Southern Pacific Company.

Section 2. The reason for said refund is that heretofore the City and County of San Francisco, under agreement, occupied certain property belonging to the Southern Pacific Company and used the same as a place for the storage of surplus pipe held to be used for the benefit of the San Francisco Fire Department; that heretofore the Purchaser of Supplies, under and by virtue of the provisions of the Charter of the City and County of San Francisco, sold, all and singular, the property of the City and County of San Francisco remaining in said Pipe Yard and with said property belonging to the City and County of San Francisco was certain steel rail belonging to the Southern Pacific Company and in which the City and County of San Francisco had no interest; that the amount of said steel rail totaled 77.69 tons which was sold at the price of \$8.69 a ton, making a total of \$675.00 which was paid therefor by the purchaser into the Treasury of the City and County of San Francisco; and that the Southern Pacific Company has never been reimbursed in the amount of said rail so sold and is now entitled to have refunded to it the sum of \$675.00 received by the City and County of San Francisco for said rail.

Approved as to form by the City Attorney.

Approved as to Funds Available by the Controller.

Approved by the Purchaser of Supplies.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.



**Appropriation of \$2500 for Settlement of Action in Superior Court  
—Entitled T. O'Brien vs. City and County of San Francisco for  
Services at San Francisco Airport.**

(Series of 1939)

Bill No. 396, Ordinance No....., as follows:

Appropriating the sum of \$2,500 out of the surplus existing in Appropriation No. 960.705.01 to the credit of Appropriation No. 964.705.00 to provide funds for the settlement of that certain action entitled T. O'Brien v. The City and County of San Francisco, No. 278724, pending in the Superior Court of the City and County of San Francisco, as authorized by Resolution No. 3328 of the Public Utilities Commission on the recommendation of the City Attorney.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby appropriated and set aside out of the surplus existing in Appropriation No. 960.705.01 the sum of \$2,500 to the credit of Appropriation No. 964.705.00 to provide funds for the settlement of that certain action entitled T. O'Brien v. The City and County of San Francisco, No. 278724, pending in the Superior Court of the City and County of San Francisco, wherein the plaintiff prays judgment in the sum of \$25,418.63 for additional services for the hauling of earth and rock fill from South San Francisco and dumped at the San Francisco Airport.

Recommended by the Manager of Utilities.

Recommended and approved as to form by the City Attorney.

Approved by the Public Utilities Commission.

Approved as to funds available by the Controller.

Approved by the Mayor.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

**Final Passage**

**Authorizing An Appropriation of \$3377.50 Out of the Emergency Reserve Fund to the Credit of the Department of Public Health for the Purpose of Providing Funds for Conducting Serological Tests Necessarily Prerequisite to the Issuance of Marriage Licenses—An Emergency Ordinance.**

(Series of 1939)

Bill No. 397, Ordinance No....., as follows:

Authorizing an appropriation of \$3377.50 out of the Emergency Reserve Fund to the credit of the Department of Public Health for the purpose of providing funds for conducting serological tests necessarily prerequisite to the issuance of Marriage Licenses—an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:



Section 1. The sum of \$3377.50 is hereby appropriated and set aside out of the Emergency Reserve Fund to the credit of the following Department of Public Health Appropriations for the purposes recited and in the amounts indicated:

**Central Office**

**Bacteriological Laboratory**

No. 950.101.07	Permanent Salaries .....	\$1912.50
No. 950.200.07	Contractual Services .....	40.00
No. 950.300.07	Materials and Supplies .....	1000.00
No. 950.400.07	Equipment .....	425.00

Section 2. The following positions are hereby created:

1—I 204 Porter @ \$85.00 per month, effective October 15, 1939.

1—L 54 Assistant Bacteriologist @ \$140.00 per month, effective October 15, 1939.

Section 3. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists, as this department is without sufficient funds to adequately provide for the health of the people of San Francisco.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

Approved as to Funds Available by the Controller.

Approved by the Mayor.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

**Adopted**

The following recommendations of the Streets Committee were taken up:

**Accepting Deed to Sewer Easements On 4 Parcels of Land Between Junipero Serra Blvd. and Nineteenth Ave., South of Stonecrest Drive.**

(Series of 1939)

Resolution No. 617, as follows:

Resolved. That in accordance with the recommendation of the Department of Public Works, the City and County of San Francisco accept that certain deed from Spring Valley Company, Ltd., dated the 12th day of September, 1939, granting to the City and County of San Francisco sewer easements over four (4) parcels of land between Junipero Serra Boulevard and Nineteenth Avenue, south of Stonecrest Drive.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

**Passage for Second Reading**

The following recommendations of the Streets Committee were taken up:

**Accepting the Roadway of 32nd Ave. Between Moraga and Noriega Streets**

(Series of 1939)

Bill No. 398, Ordinance No....., as follows:

Providing for acceptance of the roadway of Thirty-second Avenue between Moraga and Noriega streets, including the curbs.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby accepted by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Thirty-second Avenue between Moraga and Noriega streets, including the curbs.

Approved as to form by the City Attorney.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

**Amending Sec. 82, Chapter XI, Part II, of the San Francisco Municipal Code, By Adding Thereto the South Side of Sea Cliff Avenue, Westerly From the Intersection of El Camino Del Mar.**

(Series of 1939)

Bill No. 399, Ordinance No....., as follows:

An ordinance amending Sec. 82, Chapter XI, Part II, of the San Francisco Municipal Code, "Parking Prohibited on Certain Streets, Day or Night," by adding thereto, the south side of Sea Cliff Avenue, westerly from the intersection of El Camino Del Mar.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Sec. 82, Chapter XI, Part II, of the San Francisco Municipal Code, "Parking Prohibited on Certain Streets, Day or Night," is hereby amended by adding thereto, the south side of Sea Cliff Avenue, westerly from the intersection of El Camino Del Mar.

Approved as to form by the City Attorney.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

**Ordering the Improvement of Edward St. Between Arguello Blvd. and Willard St. North; of the Intersection of Willard St. North and Edward St., and of Westerly ½ of Willard St. North Between Edward and Turk Streets (Wherenot).**

(Series of 1939)

Bill No. 400, Ordinance No....., as follows:

Ordering the performance of certain street work to be done in the City and County of San Francisco, approving and adopting specifications therefor, describing and approving the assessment district, and authorizing the Director of Public Works to enter into contract for doing the same.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors October 19, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of Edward Street between Arguello Boulevard and Willard Street north including the intersection of Willard Street north and Edward Street and the improvement of the westerly one-half of Willard Street north between Edward Street and Turk Street where not already improved by grading to the official line and subgrade, and by the construction of the following items:

Item No.	Item
1.	Grading (Excavation)
2.	6-inch V. C. P. Side Sewer
3.	Brick Catchbasin, Complete
4.	10-inch V. C. P. Culvert
5.	Unarmored Concrete Curb
6.	Two-course Concrete Sidewalk
7.	Lighting Standards Relocated
8.	Asphalt-Concrete Pavement, consisting of a 6-inch Class "F" concrete base and a 2-inch asphaltic concrete wearing surface
9.	Water Services
10.	Water Main

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated, and numbered respectively as:

Lot 1 of Block 1140A,

Lots 1, 2, 3, 4, 5, 25, 26, 27, 28 and 29 of Block 1141

all being designated on the maps and books of the Assessor of the City

and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above-mentioned improvement.

Approved as to form by the City Attorney.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

Accepting the Roadway of 35th Ave. Between Vincente and Wawona Streets; of Wawona St. Between 34th and 36th Avenues, and the Crossing of 35th Ave. and Wawona St.

(Series of 1939)

Bill No. 401, Ordinance No....., as follows:

Providing for acceptance of the roadway of Thirty-fifth Avenue between Thirty-fourth and Thirty-sixth avenues, and the crossing of Thirty-fifth Avenue and Wawona Street, including the curbs.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby accepted by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Thirty-fifth Avenue between Vicente and Wawona streets, Wawona Street between Thirty-fourth and Thirty-sixth avenues, crossing of Thirty-fifth Avenue and Wawona Street, including the curbs.

Approved as to form by the City Attorney.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—10.

Absent: Supervisor Uhl—1.

#### Passage for Second Reading Refused

The following matter, presented by the Joint Streets and Judiciary Committee, with recommendation "Do Not Pass," was taken up:

Amending Chapter XI, Part II, San Francisco Municipal Code, By Amending Section 100 Thereof, Relating to Early Morning Parking.

(Series of 1939)

Bill No. 402, Ordinance No....., as follows:

Amending Chapter XI, Part II, San Francisco Municipal Code, by amending Section 100 thereof, relating to early morning parking.

Whereas, The so-called "Prima Facie" law passed at the last session of the Legislature is now in effect; and

Whereas, Because of the lack of convenient garage space, and in many cases the inability to pay overnight storage charges, a severe hardship will be worked upon many of the one hundred sixty odd thousand owners of passenger automobiles in San Francisco, who have been parking on the street during the night hours; and

Whereas, No real traffic problem has resulted from this practice in the past, nor could be expected to result therefrom in the future; now, therefore,

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 100, Article 5, Part II, Chapter XI of the San Francisco Municipal Code, the subject matter of which is recited above, is hereby amended to read as follows:

Section 100. Notwithstanding any other provision of this Chapter in conflict herewith or to the contrary, it shall be lawful to park upon any street between the hours from 12:00 p. m. and 8:00 a. m., of the following day, except as such parking is prohibited by Sections 76, 78 and 82 of this Article.

Approved as to form by the City Attorney.

### Objections

Following the reading of the foregoing report, Supervisor Shannon, who had relinquished the chair temporarily, objected to the suggestion contained therein for re-reference to committee and postponement of any further consideration of the proposal to repeal the provisions of the Municipal Code prohibiting early morning parking.

Supervisors Mead, McGowan, Brown and Ratto also objected to the passage of the legislation as proposed and urged that the Committee's recommendation be concurred in by the Board.

### Minority Report Disapproved

Whereupon, the roll was called on approval and the Minority Report presented by Supervisor McSheehy was disapproved by the following vote:

Ayes: Supervisor McSheehy—1.

Noes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

### Refused Passage

Thereupon, the roll was again called on passage of proposed legislation as presented by Supervisor McSheehy, and same was refused passage by the following vote:

Aye: Supervisor McSheehy—1.

Noes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

### Minority Report

San Francisco, California, October 27, 1939.

The Board of Supervisors.  
Gentlemen:

In connection with the Bill which I introduced on September 25, proposing amendment of the Traffic Code to permit parking of automobiles on the public streets between the hours of 12 p. m. and 8 a. m. of the following day, the Streets and Judiciary Committee, to which this matter was referred at its meeting on October 25, sent this matter

to the Board with the recommendation "Do Not Pass." As sponsor of this proposed legislation I, therefore, desire to file a minority report and to request that it be set forth in full in the Journal.

Some of the reasons which impelled me to submit this Bill are set forth in the preamble thereof. I have been informed that because of lack of adequate garage facilities approximately 30,000 cars are parked upon our streets each night. It is my honest belief that there is not sufficient convenient garage space to accommodate, in addition to the cars already stored in garages, this additional amount.

As you are aware, the prima facie law is now in effect, although, probably for reasons which can best be answered by the Administration, it is not now being enforced. It should not be indelicate to presume that the impending election may be the reason for the failure of the Administration to enforce this law at the present time.

I introduced this Bill in good faith. It was my firm belief that there is insufficient space, particularly in the apartment house district, to store the cars of all the tenants residing therein. I am still of this opinion and shall continue in my belief until such time as there are produced official and authentic figures compiled as a result of a survey which demonstrates that my position in this matter is erroneous.

Although the Committee requested information from the Police Department, the Fire Department and the Department of Public Works, which would show whether or not there are sufficient garages to accommodate all of the cars in San Francisco, this information has not yet been produced, and I want to emphasize here and assign as most irregular, and without precedent so far as I am aware, the action of the joint Streets and Judiciary Committee in referring this matter to the Board with the recommendation "Do Not Pass," before it had sufficient information to intelligently act upon the matter. Apparently they were influenced by the strong garage lobby which appeared to protest this Bill. Until such time as an official survey can be made to determine whether or not the statements set forth in the preamble of this Ordinance are true, it is impossible for anyone to successfully refute them, and I therefore urge that this Board do not concur in the recommendation of the Streets and Judiciary Committee, but that, on the other hand, they re-refer this matter to Committee with instructions to hold it there until such time as the official data necessary to intelligent action on the Bill is forthcoming. If, after this data is received, it demonstrates that my position as set forth in this Bill is untenable, I shall not press the matter further, but it seems only fair and logical that the request which I make herein should, for the welfare of the automobile public, be complied with.

JAMES B. McSHEEHY, Supervisor.

### Adopted

The following recommendations of Fire, Safety and Police Committee were taken up:

#### Urging Increased Numerical Strength of Police Department to Number Permitted Under the Charter

(Series of 1939)

Supervisor McGowan presented Resolution No. 618, as follows:

Whereas, The present population of San Francisco, as estimated from school enrollment and other gauges, is 731,000, and

Whereas, In the past ten years the population of the City and County of San Francisco has increased in the neighborhood of 20%, and



Whereas, The numerical strength of the police department has not been increased to handle this growth in population, and

Whereas, This lack of increase has caused a serious lack of proper police protection throughout the city as is evidenced by the continued and vociferous complaints of merchant groups who are demanding more patrolmen in their districts, and by parent-teacher associations who rightly claim that police officers, because of lack of numbers, are seldom available to supervise traffic at school crossings, and

Whereas, It is not uncommon for a San Francisco police district ten square miles in area to be covered by one solitary foot patrolman on a watch, a condition due to one reason only—lack of sufficient men in the police department, and

Whereas, The city charter allows not to exceed one policeman for every 500 population, and

Whereas, The present numerical strength of the police department is 1273 (not including 50 temporary men), and the permissible strength is 1462 under this clause of the charter, therefore, the City and County of San Francisco is being policed by 189 less men than allowed by the charter with the correspondent lack of the required strength in the ranks of commissioned and non-commissioned officers; namely, 17 sergeants, 10 lieutenants, and 2 captains, and

Whereas, In private employment, the accepted method of recognizing efficient workmanship and application to the job is by an increase in salary, while the only means of according like recognition to a police officer is by a promotion in rank after a Civil Service Examination to ascertain his fitness, and

Whereas, The Chief of Police during the past twelve months has asked for an additional fifty patrolmen, and the present administration has indicated a sympathetic attitude and has intimated that it sees the justice of this request and also the morale building possibilities of these appointments and promotions, and

Whereas, At the present time there are patrolmen performing sergeants' duties which is subversive to good discipline and is also unfair to the patrolman who is compelled to shoulder responsibilities of a higher rank without receiving the additional remuneration to which he is entitled, and

Whereas, It is the opinion of this Board that, in the interest of public safety and welfare the members on the present eligible lists for entrance to, and promotions in, the San Francisco Police Department and the six or seven hundred members of the department who are interested in future examinations are justified in the stand that the department should be increased numerically at the present time, at least to include the 50 temporary patrolmen now in the department, and enough additional patrolmen to fill the vacancies created by bringing the department up to the numerical strength of commissioned and non-commissioned officers maintained five years ago; now, therefore, be it

Resolved, That the Police Commission be and is hereby requested to give consideration to the facts set forth in this resolution, and to take such action as is necessary to increase the numerical strength of the Police force to that number permitted under the Charter, and be it

Further Resolved, That the Police Commission be and is hereby requested to take such steps as are necessary to provide, by promotional examination, for such appointments among the personnel as are required not only for proper direction and supervision of the main body, but also to provide incentive for the many ambitious young men

in the ranks who are wholly deserving of promotion but are precluded therefrom as a result of the policy now in effect, and be it

Further Resolved, That a copy of this resolution be sent to the Police Commission.

*October 16, 1939—Presented by Supervisor McGowan.*

*Referred to Fire, Safety and Police Committee.*

#### **Privilege of the Floor**

Captain Michael Riordan, representing Chief William J. Quinn, of the Police Department, on being granted the privilege of the floor at the request of Supervisor McGowan, explained that he understood, and had no reported to Chief Quinn, and Chief Quinn had agreed that the foregoing proposed resolution merely sought consideration of the Police Commission, and for that reason neither he nor Chief Quinn saw any objection to its adoption.

#### **Objections**

Supervisor Colman in objecting to the resolution, called attention to a number of the "Whereases" therein, holding them to be erroneous, or at least not proven to be true, and stating that any "Resolve" based thereon must necessarily suffer from the same defects. Supervisor Colman considered that the need for increased numerical strength in the Police Department should be determined through a survey of the Department by the Civil Service Commission, and moved that the proposed resolution be referred to that Commission with request that a study of the alleged statement that patrolmen are performing sergeants' duties be investigated. Motion seconded by Supervisor Brown.

Supervisor Brown, after seconding the foregoing motion, suggested there be incorporated in the motion, also, reference to the City Attorney, stating he considered the resolution to be in violation, not only of the intent, but of the letter of the charter. Whereupon, Supervisor Colman accepted the suggestion to include reference to the City Attorney as well as to the Civil Service Commission.

Supervisors McGowan, McSheehy, Mead and Schmidt all voiced objections to reference of the resolution to the Civil Service Commission.

#### **Privilege of the Floor**

A Mr. Masterson, on being granted the privilege of the floor, objected to any increase in the numerical strength of the Police Department, holding the numbers to be entirely adequate to care for what he considered proper police functions.

Supervisor Roncovieri, in discussing the motion for reference to the Civil Service Commission and to the City Attorney, stated that in his opinion, the proposed resolution was merely one asking for information, and, therefore, could not be in contravention of Section 22 of the Charter. However, he suggested compromise by the deletion of several of the "Whereases" to which objection had been raised, and moved that the first "Whereas," reading "Whereas, The present population of San Francisco as estimated from school enrollment and other gauges, is 731,000, and."

#### **Motion Out of Order**

Whereupon, the Chair ruled that any such motion for deletions of any part of the proposed Resolution, or for any other amendment, was out of order pending action on the motion for reference.

#### **Motion Failed**

Thereupon, the roll was called and the motion for reference to the

Civil Service Commission and to the City Attorney failed by the following vote:

Ayes: Supervisors Brown, Colman—2.

Noes: Supervisors McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

### Amendment to Resolution

Supervisor Roncovieri, thereupon, proceeded to consider the various "Whereases" in the proposed resolution. To the first three "Whereases," he offered no objection, but, in view of statements made by Supervisors Colman and Brown, denying the truth of the fourth "Whereas," or at least denying that the truth thereof had been demonstrated, he moved deletion of the fourth "Whereas," reading as follows:

"Whereas, This lack of increase has caused a serious lack of proper police protection throughout the city as is evidenced by the continued and vociferous complaints of merchant groups who are demanding more patrolmen in their districts, and by parent-teacher associations who rightly claim that police officers, because of lack of numbers, are seldom available to supervisor traffic at school crossings, and."

Motion seconded by Supervisor Colman.

### Arguments

Supervisor Colman, in seconding the foregoing motion, stated that for lack of better knowledge he could truthfully say that there have been no "vociferous complaints" made to him, and that he did not know of any such complaints, and he did not believe the Board should adopt any resolution based on incorrect premises.

Supervisors McGowan, Mead and McSheehy answered objections raised by Supervisor Colman and urged that the motion for deletion be not carried.

### Privilege of the Floor

Mr. Lang, Editor of the "Police Signal," in answer to Supervisor Colman's objections, on being granted the privilege of the floor, recited that from his own observations and knowledge he knew the statements objected to, to be correct.

In support of the contention that there is a lack of proper police protection throughout the city, the following telegram was presented by the Chair and read by the Clerk:

San Francisco, Calif., Oct. 30, 1939.

Secretary, Board of Supervisors,  
City Hall, San Francisco, Calif.

Marina Merchants Association wishes to reiterate their plea to the Police Commission and the Board of Supervisors for the re-establishment of the North End Police Station. We urgently need more and better policing of the Marina district and herewith ask that favorable action be granted by your Board on this matter immediately.

Bud Weiser, President; Madame Loretta Whitford, Secretary.

Following the above presentations, Supervisor Roncovieri announced he would not press his motion for deletion of the fourth "Whereas," but suggested it be amended by the insertion immediately following the word "Whereas," of the words "It has been reported to us that," making that paragraph read as follows:

"Whereas, It has been reported to us that this lack of increase has caused a serious lack of proper police protection throughout the city as is evidenced by the continued and vociferous complaints of merchant

groups who are demanding more patrolmen in their districts, and by parent-teacher associations who rightly claim that police officers, because of lack of numbers, are seldom available to supervise traffic at school crossings, and."

#### Explanation of Vote

Supervisor Colman, in explanation of his vote stated that he must vote "No" on the proposed resolution. He did not recognize Mr. Lang as an authority to speak for the Police Department of San Francisco and he could not take his word on questions that affect the policing of San Francisco. He is not an official of the department in any way whatsoever; the Police Commission and the Chief of Police are running the Police Department. To take the word of the men, or the representatives of the men as against that of the heads of the Department would tend to demoralize the discipline of the whole Department. However, Supervisor Colman continued, if it were shown to him that there is need for reform, he would be for it, but the Police Department's duty primarily is the preservation of law and order and it should be the last department in the city government in which to encourage any variation of the proper methods of conduct of the department.

#### Adopted

After further brief discussion, the roll was called and the foregoing resolution, amended to read as follows, was adopted by the following vote:

#### Urging Increased Numerical Strength of Police Department to Number Permitted Under the Charter

(Series of 1939)

Supervisor McGowan presented Resolution No. ...., as follows:

Whereas, The present population of San Francisco, as estimated from school enrollment and other gauges, is 731,000, and

Whereas, In the past ten years the population of the City and County of San Francisco has increased in the neighborhood of 20%, and

Whereas, The numerical strength of the police department has not been increased to handle this growth in population, and

Whereas, It has been reported to us that this lack of increase has caused a serious lack of proper police protection throughout the city as is evidenced by the continued and vociferous complaints of merchant groups who are demanding more patrolmen in their districts, and by parent-teacher associations who rightly claim that police officers, because of lack of numbers, are seldom available to supervise traffic at school crossings, and

Whereas, It is not uncommon for a San Francisco police district ten square miles in area to be covered by one solitary foot patrolman on a watch, a condition due to one reason only—lack of sufficient men in the police department, and

Whereas, The city charter allows not to exceed one policeman for every 500 population, and

Whereas, the present numerical strength of the police department is 1273 (not including 50 temporary men), and the permissible strength is 1462 under this clause of the charter, therefore, the City and County of San Francisco is being policed by 189 less men than allowed by the charter with the correspondent lack of the required strength in the ranks of commissioned and non-commissioned officers; namely, 17 sergeants, 10 lieutenants, and 2 captains, and

Whereas, In private employment, the accepted method of recognizing efficient workmanship and application to the job is by an increase in salary, while the only means of according like recognition to a police officer is by a promotion in rank after a Civil Service Examination to ascertain his fitness, and

Whereas, The Chief of Police during the past twelve months has asked for an additional fifty patrolmen, and the present administration has indicated a sympathetic attitude and has intimated that it sees the justice of this request and also the morale building possibilities of these appointments and promotions, and

Whereas, At the present time there are patrolmen performing sergeants' duties which is subversive to good discipline and is also unfair to the patrolman who is compelled to shoulder responsibilities of a higher rank without receiving the additional remuneration to which he is entitled, and

Whereas, It is the opinion of this Board that, in the interest of public safety and welfare the members on the present eligible lists for entrance to, and promotions in, the San Francisco Police Department and the six or seven hundred members of the department who are interested in future examinations are justified in the stand that the department should be increased numerically at the present time, at least to include the 50 temporary patrolmen now in the department, and enough additional patrolmen to fill the vacancies created by bringing the department up to the numerical strength of commissioned and non-commissioned officers maintained five years ago; now, therefore, be it

Resolved, That the Police Commission be and is hereby requested to give consideration to the facts set forth in this resolution, and to take such action as is necessary to increase the numerical strength of the Police force to that number permitted under the Charter, and be it

Further Resolved, That the Police Commission be and is hereby requested to take such steps as are necessary to provide, by promotional examination, for such appointments among the personnel as are required not only for proper direction and supervision of the main body, but also to provide incentive for the many ambitious young men in the ranks who are wholly deserving of promotion but are precluded therefrom as a result of the policy now in effect, and be it

Further Resolved, That a copy of this resolution be sent to the Police Commission.

Ayes: Supervisors McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Noes: Supervisors Brown, Colman—2.

### Requesting Re-establishment of North End Police Station.

(Series of 1939)

Supervisor McGowan presented Resolution No....., as follows:

Whereas, The citizens of the Marina district and its immediate adjacent area has an estimated population of more than 100,000 persons, and represents the highest assessed valuation of property in San Francisco; and

Whereas, It appears that the citizens of this district are without adequate police service; and

Whereas, The North End police station on Greenwich Street near Scott was abandoned in 1936, and its personnel consolidated with the Ellis-Polk station, now known as the Northern station, supposedly in the interests of economy and efficiency; and



Whereas, The estimated savings has not materialized, but instead the citizens of the Marina district and its environs have been deprived of proper police service; and

Whereas, The Northern police station, located on Ellis Street, near Polk, is more than three miles from the Marina district, and has the largest area in San Francisco to patrol, approximately seven square miles; and

Whereas, The protection of life and property is the first duty of the Police Department, and the said Northern station is undermanned at the present time to afford proper police protection to the citizens of the district;

Now, Therefore, Be It Resolved, That the Board of Supervisors of the City and County of San Francisco requests the honorable Board of Police Commissioners to take the necessary steps to re-establish the North End police station at the earliest possible date.

*October 2, 1939—Presented by Supervisor McGowan and referred to Committee on Fire, Safety and Police.*

### Privilege of the Floor

Dr. H. B. Hambly, representing the Marina Merchants Association, on being granted the privilege of the floor, pointed out the rapid growth of the Marina District and its consequent lack of adequate police protection, and urged the adoption of the foregoing resolution.

The Chair, in support of the proposed resolution, again presented and the Clerk read the telegram from the Marina Merchants Association previously taken up during the discussion of the preceding resolution urging increased numerical strength of the Police Department.

### Objections

Supervisor Colman, in objection to the adoption of the foregoing resolution, held that the Board was running into the same situation as prevailed with respect to the preceding resolution, stating that the proposed action of the Board constituted meddling with the affairs of the Police Department. He felt that representatives of the Department should be called into committee hearing and explain the reasons for the abandonment of the North End Police Station, and express the willingness for its restoration. He would vote against the resolution.

Supervisor Brown, in explanation of his views, agreed with Supervisor Colman that members of the Police Commission should be invited to appear in committee and give their views on the matter.

### Discussion

Dr. Hambly, on again being granted the privilege of the floor, answered objections raised by Supervisors Colman and Brown, stating that the people of the District, through him, were pointing out the need of the district for better police protection. Dr. Hambly felt that the Board should listen to the public, and then request the proper department to give consideration to the matter.

Supervisor Uhl raised the objection that in his opinion, the resolution, as presented would, if adopted, constitute a violation of Section 22 of the Charter.

### Amendment

Thereupon, Supervisor Schmidt, in discussing the matter, suggested the "Resolve" be amended to read:

"Now, Therefore, Be It Resolved, That the Board of Supervisors go on record inquiring of the Police Department as to the feasibility of re-establishing the North End Police Station.



However, the Chair suggested amendment by striking out the words "to re-establish" and inserting in lieu thereof the words "to give consideration to the re-establishment of." Amendment accepted by Supervisor McGowan, the author of the resolution.

#### **Inclusion of Request for Re-establishment of Bay View Station**

Supervisor Mead pointed out the need for better police protection in the Bay View District, and moved amendment by the insertion of the words "and Bay View" immediately after the words "North End." Motion seconded by Supervisor McSheehy. Amendment accepted by Supervisor McGowan.

#### **Adopted**

Thereupon, the roll was called and the resolution, amended to read as follows, was adopted by the following vote:

#### **Requesting Re-Establishment of North End and Bayview Police Stations**

(Series of 1939)

Resolution No. 619, as follows:

Whereas, The citizens of the Marina district and its immediate adjacent area has an estimated population of more than 100,000 persons and represents the highest assessed valuation of property in San Francisco, and

Whereas, It appears that the citizens of this district are without adequate police service, and

Whereas, The North End police station on Greenwich Street near Scott was abandoned in 1936, and its personnel consolidated with the Ellis-Polk station, now known as the Northern Station, supposedly in the interests of economy and efficiency, and

Whereas, the estimated savings has not materialized, but instead the citizens of the Marina district and its environs have been deprived of proper police service, and

Whereas, The Northern police station, located on Ellis Street, near Polk, is more than three miles from the Marina District, and has the largest area in San Francisco to patrol, approximately seven square miles, and

Whereas, The protection of life and property is the first duty of the Police Department, and the said Northern station is undermanned at the present time to afford proper police protection to the citizens of the district; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco requests the honorable Board of Police Commissioners to take the necessary steps to give consideration to the reestablishment of the North End and Bayview police stations at the earliest possible date.

Ayes: Supervisors Brown, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Noes: Supervisor Colman—1.

### Consideration Postponed

The following recommendation of the Fire, Safety and Police Committee was taken up:

#### Amendment to S. F. Municipal Code Adding a New Article, Numbered 23, Relating to Inspection and Regulation of Paint and Lacquer Spraying Shops.

(Series of 1939)

Bill No. 283, Ordinance No....., as follows:

An ordinance adding Article 23 with Table of Contents to Chapter IV (Fire Code), Part II, San Francisco Municipal Code, providing for the inspection and regulation of paint and lacquer spraying shops in the City and County of San Francisco; defining certain terms used in said Article; authorizing the chief of the Division of Fire Prevention and investigation of the Fire Department of the City and County of San Francisco to adopt, promulgate, and enforce rules and regulations governing such inspection; providing for the issuance of permits by the Chief of the Division of Fire Prevention and Investigation, subject to the prior approval of the City Planning Commission, the Chief of the Department of Electricity, and the Director of Public Health, to conduct such paint and lacquer spraying shop; providing for the payment and collection of fees to defray the cost of such inspection; providing for payment of license fee; providing for revocation or suspension of permit; providing for posting of permit and license; providing for enforcement; providing for exemptions; making violation of this Article a misdemeanor; and repealing conflicting provisions.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Article 23 with Table of Contents is hereby added to Chapter IV, Part II, San Francisco Municipal Code, to read as follows:

### Article 23

#### Paint and Lacquer Spraying Shops

Sec. 950. Definitions.

- (a) Chief.
- (b) City Planning Commission.
- (c) Department of Electricity.
- (d) Department of Public Health.
- (e) Mixing bench.
- (f) Paint and lacquer materials.
- (g) Paint shop.
- (h) Person.
- (i) Spray room.
- (j) Storage room.
- (k) Tax Collector.

Sec. 951. Rules and regulations to be adopted by Chief.

Sec. 952. Prohibitions and requirements.

Sec. 953. Operation, etc., of paint shop unlawful without permit.

Sec. 954. Future establishment—Application for permit—Investigation fee.

Sec. 955. Existing establishment—Application for permit—Investigation fee.

Sec. 956. Investigation fee in addition to all other fees.

Sec. 957. Application to be acted upon within ten days—Fee retained by Division.

- Sec. 958. Proceedings on receipt of application.
- Sec. 959. Proceedings on disapproval of application.
- Sec. 960. Issuance or denial of permit.
- Sec. 961. Notice of granting or denial of permit.
- Sec. 962. Proceedings on issuance of permit—License fee—Issuance of license.
- Sec. 963. No refund on discontinuance of paint shop.
- Sec. 964. Permit and license not transferable.
- Sec. 965. Application for renewal of permit—Fee—Same procedure.
- Sec. 966. Proceedings on revocation or suspension of permit.
- Sec. 967. Notice of revocation, suspension or reinstatement of permit.
- Sec. 968. Posting of permit and license.
- Sec. 969. Enforcement—Authority of inspectors.
- Sec. 970. Exemption.
- Sec. 971. Violation a misdemeanor.
- Sec. 972. Repeal.

Sec. 950. Definitions. As used in this Article, the following terms and words shall have the following respective meanings or applications:

(a) *Chief*. The word "Chief" shall mean the Chief of the Division of Fire Prevention and Investigation of the Fire Department of the City and County of San Francisco;

(b) *City Planning Commission*. The term "City Planning Commission" shall apply to such commission of the City and County of San Francisco;

(c) *Department of Electricity*. The term "Department of Electricity" shall apply to such department of the City and County of San Francisco;

(d) *Department of Public Health*. The term "Department of Public Health" shall apply to such department of the City and County of San Francisco;

(e) *Mixing Bench*. The term "mixing bench" shall mean a bench or table in a paint shop whereupon paint or lacquer materials are mixed, combined or prepared for application;

(f) *Paint and Lacquer Materials*. The term "paint and lacquer materials" shall mean all inflammable and combustible material used in the process of painting, spraying, finishing and refinishing;

(g) *Paint Shop*. The term "paint shop" shall mean a shop where spraying of paint or lacquer materials is permanently established on the premises;

(h) *Person*. The word "person" shall mean any corporation, association, syndicate, joint stock company, partnership, club, Massachusetts business or common law trust, society or individual;

(i) *Spray Room*. The term "spray room" shall mean a room or booth or any division of a paint shop separated from the remainder of the paint shop by fire-resistant materials approved by the Division of Fire Prevention and Investigation;

(j) *Storage Room*. The term "storage room" shall mean any room or compartment in a paint shop wherein any paint or lacquer materials are regularly stored or kept;

(k) *Tax Collector*. The term "Tax Collector" shall apply to such official of the City and County of San Francisco.

Sec. 951. *Rules and Regulations to Be Adopted by Chief*. The Chief is

hereby authorized to adopt, promulgate and enforce such rules and regulations relative to paint shops as will enable the division of Fire Prevention and Investigation to enforce and carry out the meaning and intent of this Article.

Sec. 952. *Prohibitions and Requirements.* (a) No paint shop shall hereafter, from the effective date of this Article, be established in any building other than a "Class A," "Class B," "Class C" building or a building of "Mill Construction," as defined by the provisions of Articles 11, 12, 13 and 14, Chapter I, Part II, San Francisco Municipal Code. If hereafter established in a "Class C" or "Mill Construction" building, the ceiling shall be of not less than three-quarters ( $\frac{3}{4}$ ) inch plaster on metal lath, and the floor shall be of cement at least two (2) inches thick, or other approved fire resistive material.

(b) No paint shop shall hereafter be established in any building which is used or occupied in whole or in part as a residence, dwelling, hotel, or apartment house, as defined by the California State Housing Act; or as a hospital, theater, or place of public assemblage. "Paint shop," as defined in this Article, shall not apply to any building or structure, or any portion thereof, in the course of construction, alteration or repair. Provided, however, that nothing in this section contained shall prevent the owner or occupant of any hotel or apartment house from spraying furniture, under such regulations as may be provided by the Chief when said furniture is actually used in said hotel or apartment house.

(c) No paint shop shall be established hereafter below the level of the ground floor of any building other than of "Class A" or "Class B" construction.

(d) All windows in paint shops hereafter established shall be of wire glass in metal frames and sash or wooden frame and sash covered with metal, except windows facing a street or public space. The glazing of skylights shall be as approved by the Division of Fire Prevention and Investigation.

(e) Every paint shop shall have the following accommodations conveniently located to the paint shop for employees: toilet, running water for drinking purposes, and general sanitary conditions that meet the requirements of the Department of Public Health.

(f) No spraying of paint or lacquer materials shall be conducted within a paint shop except in a spray room; provided, however, the Chief may at his discretion issue a written permit to the owner or operator of a paint shop to do minor spraying within said paint shop outside of said spray room. Said permit shall be revocable at the discretion of the Chief without the necessity of a public hearing.

(g) No open flame or spark-emitting device of any kind shall be permitted to be used in any storage room or spray room or paint shop, or in close proximity to any spraying operation. Only indirect heating systems, approved by the City and County of San Francisco, shall be used for heating purposes.

(h) Every spray room shall be equipped with fans capable of changing the air in such spray room every six (6) minutes. The number of fans, inlet and exhaust ducts required, and the location of same, shall be determined jointly by the Division of Fire Prevention and Investigation and the Department of Public Health.

(i) The construction and design of all fans and the installation of all electrical devices and appliances in paint shops and spray rooms shall be approved by the Department of Electricity.

(j) The spraying of paint or lacquer materials shall not be conducted unless the fan or fans are in operation; and said fan or fans shall continue to remain in operation until the conclusion of such spraying.

(k) The amount of paint or lacquer material stored or kept, and the manner of its storage in a spray room or storage room, shall be prescribed and approved by the Division of Fire Prevention and Investigation.

(l) A mixing bench shall be permitted in each spray room, provided that such bench shall have a working surface covered with sheet zinc or nonsparking or absorbing material. A limited amount of paint and lacquer material shall be permitted to remain on such bench for the purpose of mixing or the matching of color. Such bench shall be kept clean and free from accumulated drippings, waste paint or lacquer. Tightly fitting metal covers shall be provided for all containers.

(m) Metal waste cans with self-closing covers shall be provided, not less than one (1) for each spray room, to accommodate rags and other waste.

(n) Signs containing the words "SMOKING STRICTLY PROHIBITED" in black letters not less than three (3) inches in height upon a white background shall be conspicuously displayed in storage and spray room.

(o) Each paint shop shall be equipped with fire extinguishers of such number and kind, and so located, as shall be determined by the Division of Fire Prevention and Investigation; but in no case shall there be less than two (2) of said fire extinguishers. At least one (1) barrel of clean dry sand containing a scoop, or at least four (4) metal buckets of clean dry sand, shall be kept on the premises at all times.

(p) Every sprayman or painter shall be provided with a mask while spraying, which mask shall be of a type approved by the Department of Public Health.

(q) Every spray room and storage room shall be kept free from all unnecessary combustible materials.

(r) The use of sawdust for absorbing waste material or for cleaning of floors is strictly prohibited.

(s) Whenever any paint or lacquer material is to be sprayed or applied to a motor vehicle, or parts thereof, the battery of said motor vehicle shall be disconnected and shall remain disconnected until such time as the room has been cleared of vapor.

Sec. 953. *Operation, etc., of Paint Shop Unlawful Without Permit.* It shall be unlawful for any person to conduct, operate or maintain a paint shop, as defined in Section 950 of this Article, without first obtaining a permit so to do as set forth in this Article.

Sec. 954. *Future Establishment—Application for Permit—Investigation Fee.* Every person desiring to establish, conduct, or operate a paint shop in the City and County of San Francisco, shall make application for a permit so to do to the Division of Fire Prevention and Investigation on forms provided by the Division of Fire Prevention and Investigation, and shall pay to the Division of Fire Prevention and Investigation a fee of Thirteen (\$13.00) Dollars in advance to cover the cost to the City and County of San Francisco of the necessary investigations provided for in this Article prior to the approval or disapproval of said application.

Sec. 955. *Existing Establishment—Application for Permit—Investigation Fee.* Any person engaged in the business of conducting or operating a paint shop in the City and County of San Francisco prior to the effective date of this Article, and who desires to continue the conducting or operation of said paint shop, shall make application for a permit so to do as provided in Section 954 within thirty (30) days subsequent to the effective date of this Article and shall pay the fee as set forth in Section 954 of this Article.

Sec. 956. *Investigation Fee in Addition to All Other Fees.* The investigation fee shall be in addition to any and all fees required to be

paid by any provision of the San Francisco Municipal Code for the erection or alteration of any such paint shop or the installation of any equipment therein.

Sec. 957. *Application to Be Acted Upon Within Ten Days—Fee Retained by Division.* An application for a paint shop permit shall be acted upon within ten (10) days after the filing of such application and the fee collected shall be retained by the Division of Fire Prevention and Investigation whether the permit is granted or denied or the application cancelled upon request of the applicant.

Sec. 958. *Proceedings on Receipt of Application.* Upon receipt of an application provided for in this Article, the Chief shall cause to be investigated the facts as set forth in the application and the premises for which the permit is requested. The Chief shall cause to be forwarded copies of said application to the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity for investigation by their respective departments as to whether the ordinances, rules, and regulations of the City and County of San Francisco, pertaining to their departments, are complied with. The City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity shall after such investigation either approve or disapprove such application and return same within seven (7) days after receipt with such endorsement thereon to the Division of Fire Prevention and Investigation. If the application is disapproved the reason or reasons for such disapproval shall be stated.

Sec. 959. *Proceedings on Disapproval of Application.* In the event that the application for a paint shop permit is disapproved, the Chief shall give the reason for such disapproval. Upon receiving such written notice from the Chief, such person shall have the opportunity of correcting such conditions in and about the premises wherein the paint shop is located and the equipment used therein as have been decided hazardous. This work shall be completed within thirty (30) days after receipt of such written notice, and if said conditions have been corrected to the satisfaction of the departments involved said permit may be issued.

Sec. 960. *Issuance or Denial of Permit.* The Chief may issue a permit to said applicant, subject to the above approval of the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity as above provided, which permit shall be serially numbered and shall expire on June 30 of the current fiscal year; or, in the exercise of sound discretion, he may deny said permit.

Sec. 961. *Notice of Granting or Denial of Permit.* The Chief shall cause to be forwarded to the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity written notice of his granting or denial of the permit.

Sec. 962. *Proceedings on Issuance of Permit—License Fee—Issuance of License.* When any permit is issued under the provisions of this Article, the Chief shall cause said permit to be forwarded to the office of the Tax Collector for delivery to the permittee upon the payment of an annual license fee of Eight and 50/100 (\$8.50) Dollars in advance to defray the cost to the City and County of San Francisco of the necessary inspection and regulation as provided for in this Article.

The Tax Collector shall issue a license for each paint shop for which the fee was paid, showing thereon: (a) Name and address of the permittee. (b) Address of the paint shop. (c) Number of the permit. (d) Expiration date of the license, which date shall be the expiration date of the permit.

Any person establishing, conducting or operating a paint shop subsequent to January 1 of any year shall pay one-half of the annual fee provided for that fiscal year.



Sec. 963. *No Refund on Discontinuance of Paint Shop.* If the paint shop is discontinued no refund shall be made.

Sec. 964. *Permit and License Not Transferable.* The permit and license provided for in this Article shall not be transferable.

Sec. 965. *Application for Renewal of Permit—Fee—Same Procedure.* Application for renewal of a permit shall be made in the same manner as provided for the original application for a permit, and shall be made within thirty (30) days prior to the expiration of the current permit and shall be accompanied by a fee of One and 50/100 Dollars, which fee shall be retained by the Division of Fire Prevention and Investigation whether the permit is granted or denied or the application is cancelled upon request of the applicant. The same procedure as set forth in Sections 958 and 959 of this Article shall be followed.

Sec. 966. *Proceedings on Revocation or Suspension of Permit.* After written notice to the permittee and after due and proper hearing the Chief shall have the power to revoke or suspend any permit issued under the provisions of this Article for violation by the permittee, or by any of the permittee's servants, agents, or employees, of any of the provisions of this Article, or when the Chief shall determine that the permittee in the use thereof is violating or attempting to violate the provisions of the San Francisco Municipal Code or any rule or regulation of the City and County of San Francisco or any department thereof; or if in the opinion of the Chief it is deemed necessary for the protection of the public.

Sec. 967. *Notice of Revocation, Suspension or Reinstatement of Permit.* The Chief shall cause to be forwarded to the Tax Collector, the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity written notice of any revocation, suspension, or reinstatement of any permit provided for in this Article.

Sec. 968. *Posting of Permit and License.* Every permit and license issued under the provisions of this Article shall be plainly posted in a conspicuous place for the public to see, on the premises for which the permit and license was issued.

Sec. 969. *Enforcement—Authority of Inspectors.* It shall be the duty of the Chief to ascertain that all of the provisions of this Article, the San Francisco Municipal Code and all rules or regulations of the City and County of San Francisco or any department thereof pertaining to paint shops and the equipment used therein are strictly complied with, and for that purpose the inspectors or representatives of the Division of Fire Prevention and Inspection, the Department of Public Health, and the Department of Electricity shall have access to any paint shop at any reasonable hour.

Sec. 970. *Exemption.* Section 16. Every person paying the fees provided for in this Article shall be exempt from the provisions of Section 149, Part III, San Francisco Municipal Code, in so far as such paint shops are concerned.

Sec. 971. *Violation a Misdemeanor.* Any person violating the provisions of this Article shall be guilty of a misdemeanor.

Sec. 972. *Repeal.* Any and all provisions of the San Francisco Municipal Code, or parts thereof, in conflict with the provisions of this Article, are hereby repealed but only to such extent as conflict may exist.

*October 30—Consideration postponed until November 6, 1939, on motion by Supervisor Mead.*

### Consideration Postponed

The following recommendations of Public Buildings, Lands and City Planning Committee were taken up:

**Rezoning Northerly Side of 19th Street From Lapidge Street to 235 Feet Westerly Therefrom, From Light Industrial District to Second Residential District.**

(Series of 1939)

Resolution No. ...., as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2072, passed October 19, 1939, reading as follows:

Whereas, Section 117 of the Charter provides that the City Planning Commission may, on its own motion, propose changes in the zoning classification of property; and

Whereas, The City Planning Commission, on its own motion, after due and legal notice first being given, held a public hearing on its proposal to change the zoning classification of the property hereinafter described from the Light Industrial District to the Second Residential District; and

Whereas, After due deliberation, the City Planning Commission considers it to be in the public interest to effect such proposed change as aforesaid; now, therefore, be it

Resolved, That Section 7 of the Use of Property Zone Maps, constituting a part of the Building Zone Ordinance, be, and the same is hereby changed so as to place the northerly side of 19th Street, commencing at Lapidge Street and running thence westerly 235 feet; and extending to the depths of the rear lot lines of the lots fronting thereon in the Second Residential District instead of the Light Industrial District;

is hereby approved.

*October 30—Consideration postponed until November 6, 1939, on motion by Supervisor Shannon.*

**Rezoning Easterly Side of Guerrero Street From 19th Street to 49 Feet 6 Inches Northerly Therefrom, From Light Industrial to Commercial District.**

(Series of 1939)

Resolution No....., as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2073, passed October 19, 1939, reading as follows:

Whereas, Section 117 of the Charter provides that the City Planning Commission may, on its own motion, propose changes in the zoning classification of property; and

Whereas, The City Planning Commission, on its own motion, after due and legal notice first being given, held a public hearing of its proposal to change the zoning classification of the property hereinafter described from the Light Industrial District to the Commercial District; and

Whereas, After due deliberation, the City Planning Commission considers it to be in the public interest to effect such proposed change as aforesaid; now, therefore, be it

Resolved, That Section 7 of the Use of Property Zone Maps, constituting a part of the Building Zone Ordinance, be, and the same is hereby changed so as to place the easterly side of Guerrero Street, commencing at 19th Street and running thence northerly 49 feet 6 inches and extending to a uniform depth of 105 feet in the Commercial District instead of the Light Industrial District; is hereby approved.

*October 30—Consideration postponed until November 6, 1939, on motion by Supervisor Shannon.*

### Re-referred to Committee

The following recommendation of the Public Buildings, Lands and City Planning Committee were taken up:

**Amendment to San Francisco Municipal Code to Provide for Establishment and Maintenance of Health Institutions, Homes for the Aged, and Nursing Homes in Second Residential Districts.**

(Series of 1939)

Bill No. 403, Ordinance No....., as follows:

An ordinance amending Section 4, Chapter II, Part II, of the San Francisco Municipal Code, by adding thereto Section (h).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 4, Chapter II, Part II, of the San Francisco Municipal Code is hereby amended to read as follows:

Sec. 4. Second Residential District. In a Second Residential District no building or premises shall be used and no building shall be constructed or altered which is arranged, designed or intended to be used for any purpose other than the purposes specified in Section 3 of this Article and those of a:

- (a) Tenement house or apartment house;
- (b) Flat;
- (c) Boarding or lodging house;
- (d) Hotel;
- (e) Library;
- (f) Police station;
- (g) Fire station;
- (h) Health Institutions, Homes for the Aged and Nursing Homes;

for the accommodation of not to exceed eight (8) inmates, provided however, that no sign, advertising matter or other device of any character shall be displayed on any portion of the exterior of such building or premises which will give any outward indication of the character of its occupancy.

*On motion by Supervisor McGowan, the foregoing Bill was re-referred to the Public Buildings, Lands and City Planning Committee.*

### Consideration Postponed

The following recommendation of the Public Buildings, Lands and City Planning Committee was taken up:

**Amending Section 610; Subdivisions (A) and (J) of Section 611, of Article 17, Chapter I, Part II, of The San Francisco Municipal Code.**

(Series of 1939)

Bill No. 404, Ordinance No....., as follows:

An Ordinance amending Section 610; Subdivisions (A) and (J) of Section 611, of Article 17, Chapter I, Part II, of The San Francisco Municipal Code, by decreasing the seating capacity of moving picture theatres.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 610; and Subdivisions (A) and (J) of Section 611, of Article 17, Chapter I, Part II, of The San Francisco Municipal Code, are hereby amended to read as follows:

Section 610. *Theatre Construction Required.* All places of amusement hereafter to be constructed, erected or altered wherein moving pictures are exhibited for public entertainment, and where an admission fee is charged, having a seating capacity of *Three Hundred (300) or more persons, shall be built and constructed to conform to all laws, conditions and requirements now existing or hereafter to come in force and effect relating to theatres and places where theatrical or operatic performances are given.*

Section 611. *Construction.* All such places of amusement hereafter to be constructed, erected or altered, wherein moving pictures are exhibited for public entertainment, and where an admission fee is charged, having a seating capacity of *less than Three Hundred (300) persons, shall be built and constructed in accordance with the following laws, conditions and requirements, to-wit:*

(a) All such places of amusements must be and shall only be contained in "Class A," "Class B," or "Class C" buildings.

(b) All such places of amusement not contained in "Class A" or "Class B" buildings must have their interior entirely and throughout lined with sheet metal, or metal lathed and plastered. Brick, tile or concrete walls need not be lathed or plastered.

(c) All aisles in the auditorium having seats on both sides of the same shall not be less than three and one-half ( $3\frac{1}{2}$ ) feet in width when the aisles are sixty (60) feet or less in length and not less than four (4) feet in width when the aisles are more than sixty (60) feet in length. Aisles having seats on one (1) side only shall not be less than two and one-half ( $2\frac{1}{2}$ ) feet in width when the aisles are sixty (60) feet or less in length, and not less than three (3) feet in width when the aisles are more than sixty (60) feet in length.

(d) All seats in the auditorium shall be not less than twenty-nine (29) inches from back to back, measured in a horizontal direction, and firmly secured on the floor. No seat in the auditorium shall have more than six (6) seats intervening between it and an isle. No seat nor stool shall be placed in any aisle.

(e) All such places of amusement having a seating capacity of less than three hundred (300) persons shall be equipped with at least one (1)  $1\frac{1}{2}$ -inch galvanized stand pipe in the middle of one (1) side

wall of the auditorium. Said stand pipe shall have a 1½-inch direct connection with the street main. Attached to said stand pipe there shall be fifty (50) feet of 1½-inch hose, and at the end of such hose there shall be a five eighths (5/8) inch play pipe.

(f) There must be in the operator's booth a metal ventilating pipe, not smaller than six (6) inches in diameter, which must extend through an exterior wall or roof of the building, or may be connected to a brick or patent chimney. A window opening directly to the outer air may be used in lieu of the above ventilating pipe.

(g) Openings for picture and operator's view shall not be larger than twelve (12) by twelve (12) inches, and must have gravity doors made of No. 14 B. & S. gauge sheet iron arranged to drop freely in heavy metal grooves on inside of booth. Doors to be held in position (open) by fusible links placed in series with a single strand of cord, so arranged that cord will be suspended directly above film when in place in machine, so that in case of ignition of film the link will fuse or cord will burn and allow gravity doors to drop and close openings. There shall be no opening from the operating booth into any closet, storeroom or blind space, and but one (1) exit door.

(h) All electric wiring must conform to the rules of the national code. The operator's cabinet or picture box must be absolutely fireproof and the picture machine must be operated entirely by hand.

The use of a motor to turn the picture machine is hereby strictly prohibited.

(i) No wooden fixtures, benches or appliances, unless same be metal clad and no other inflammable materials not required for the operating of moving picture machines shall be allowed in the operating room.

(j) All such places of amusement shall have at least one (1) frontage on a street, and in such frontage there shall be at least two (2) exits, each of which is to be at least five (5) feet wide.

In addition to such exits on the street there shall be reserved for service in case of emergency, where the seating capacity is one hundred fifty (150) or less, one (1) exit in the rear; where the seating capacity is greater than one hundred fifty (150) and less than three hundred (300), there shall be one exit in the rear and an additional exit in the rear half of the auditorium.

All exits must open into public streets, public or private alleys or into passageways at least five (5) feet wide communicating directly with the street. Said passageways must have their interiors lined throughout with sheet metal or be metal lathed and plastered. Exits which lead into five-foot interior passageways must have no doors, but may be hung with curtains or portieres. All doors and exits must open outward and be unfastened at all times during which people are assembled. Every exit shall have over the same in the inside, the word "EXIT" painted in legible letters not less than six (6) inches high; over each such exit there shall also be a red light on an independent circuit from all other lights in the building. All courts and passageways shall be lighted during the performance.

(k) There shall be aisles of the width hereinbefore specified, extending the entire length of the auditorium to each and every exit opening into said streets or alleys, or passageways; there shall be space of at least ten (10) feet between front tier of seats and screen or stage; cross aisles leading to side exits shall extend from center aisle to said exits. Where exits are at rear, aisles leading to same shall be of the maximum widths herein prescribed, throughout their entire length.

*At the request of the Chief of the Division of Fire Prevention, no objection being offered, consideration of the foregoing Bill was postponed until November 6, 1939.*

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,  
BILLS AND COMMUNICATIONS NOT CONSIDERED OR  
REPORTED UPON BY A COMMITTEE.**

**Felicitations to Edwin R. Zion, Retired Senior Examiner, Civil  
Service Commission**

Following congratulations and felicitations to Mr. Edwin R. Zion, recently retired Senior Examiner, Civil Service Commission, by Supervisor Colman, whose remarks were concurred in by Supervisors McSheehy, Uhl and Shannon, Supervisor Colman presented the following resolution:

**Commendation and Felicitations to Hon. Edwin R. Zion, Retired  
Senior Examiner, Civil Service Commission**

(Series of 1939)

Resolution No. 620, as follows:

Whereas, On July 1, 1939, the Hon. Edwin R. Zion, retired from the position of Senior Examiner of the Civil Service Commission, and

Whereas, Mr. Zion passed our first civil service examination and was appointed to the County Clerk's office in March, 1900, and later to the Tax Collector's office, Bureau of Efficiency, and Civil Service Commission, and

Whereas, He is the author of the Saturday half-holiday law, the city and state initiative, referendum and recall, and other legislation affecting civil service, taxation, and recreation, and has exemplified that a civil service employee can render valuable service of a general character to his city and state without participating in partisan politics; now, therefore, be it

Resolved, That the Board of Supervisors on behalf of the people of San Francisco, does hereby formally express to Mr. Zion and to his family its gratitude and appreciation for the service he has rendered; and be it further

Resolved, That a copy of this resolution, suitably engrossed, and bearing the signature of each member of this Board, be prepared and presented to Mr. Zion.

*Unanimously adopted by rising vote.*

Mr. Zion responded briefly, thanking the Board for its good wishes.

**Commending San Francisco Police and Fire Departments for Their  
Excellent Work at the Exposition**

Supervisor Brown presented and quoted from article in the San Francisco Chronicle of Monday, October 30, 1939, entitled "Job Well Done," referring to the excellent records achieved by the details from the San Francisco Police and Fire Departments at the Exposition, and moved that the Board commend the men of the fire and police departments, and that notice of this commendation by the Board be sent to the Chiefs and to the Commissions of the respective departments.

*Motion unanimously carried.*



**Request for Construction of Bicycle Paths Along Sunset Boulevard,  
the Great Highway, and Through Golden Gate Park**

Supervisor Meyer presented communication from Ginger Purdy, President of Juniors of The Women's Safety League of Northern California, together with copies of resolution adopted by that organization, petitioning the Board of Supervisors to give consideration to plans for the construction of bicycle paths along Sunset Boulevard, the Great Highway and through Golden Gate Park.

*Referred to Education, Parks and Recreation Committee.*

**Rezoning Northerly Side of Geary Street, Between Divisadero  
Street and Presidio Avenue**

Supervisor Uhl moved that in view of the probable ultimate development of the Calvary Cemetery site, that the Board request that the City Planning Commission give consideration to a possible rezoning of the north side of Geary Street, between Divisadero Street and Presidio Avenue.

No objection and so ordered.

**Request for Report on Aquatic Park Lease**

Supervisor Uhl moved that the Director of Property be requested to appear before the Board at its next meeting, Monday, November 6, 1939, to report concerning the lease at Aquatic Park.

No objection and so ordered.

**ADJOURNMENT**

There being no further business, the Board, at the hour of 6:15 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors, November 6, 1939.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,  
City and County of San Francisco.



# JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

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MONDAY, NOVEMBER 6, 1939, 2 P. M.

In Board of Supervisors, San Francisco, Monday, November 6, 1939,  
2 P. M.

The Board of Supervisors met in regular session.

## CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

Quorum present.

President Warren Shannon presiding.

Supervisor McSheehy excused because of illness.

## APPROVAL OF JOURNAL

The Journal of Proceedings of the meeting of October 30, 1939, was considered read and approved.

## Aquatic Park Lease

Pursuant to request by Supervisor Uhl, Mr. Joseph J. Phillips, Director of Property, is invited to inform the Board as to the lease at Aquatic Park, and the condition in general, at said Aquatic Park.

*Mr. Joseph J. Phillip, Director of Property, announced that his department had no jurisdiction over leases entered into by the Park Commission. Thereupon, on motion by Supervisor Uhl, the clerk was directed to obtain from the Park Commission the desired information.*

## SPECIAL ORDER—2:30 P. M.

## Notice of Reconsideration

Reconsideration of vote of October 23, 1939, whereby motion by Supervisor McSheehy, incorporated in his reply to report to Mr. E. G. Cahill, Manager of Utilities, on the subject of water rates, requesting

his Honor, the Mayor, to prevail upon the Public Utilities Commission to the end that the policy set forth in Resolution No. 542 (Flat Water Rates) may be put into effect, failed.

*October 30, 1939, Action postponed until Monday, November 6, 1939, at 2:30 P. M.*

*Action .....*

### Action Postponed

At the written request of Supervisor McSheehy, action on the foregoing was postponed until December 4, 1939, at 2:30 P. M.

## UNFINISHED BUSINESS

The following recommendations of Finance Committee, heretofore passed for second reading, were taken up:

**Authorizing an Appropriation of \$11,970.11 Out of the Emergency Reserve Fund to the Credit of the Department of Public Health, for the Purpose of Paying Cash Allowances to Employees of the Laguna Honda Home, San Francisco Hospital and Hassler Health Home for Laundry and Meals Not Furnished and Not Contracted for During the Month of September, 1939.**

(Series of 1939)

Bill No. 384, Ordinance No. 367, as follows:

Authorizing an appropriation of \$11,970.11 out of the Emergency Reserve Fund to the credit of the Department of Public Health, for the purpose of paying cash allowances to employees of the Laguna Honda Home, San Francisco Hospital and Hassler Health Home for laundry and meals not furnished and not contracted for during the month of September, 1939.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$11,970.11 is hereby appropriated and set aside out of the Emergency Reserve Fund to the credit of the following Department of Public Health appropriations for the purpose of paying cash allowances to employees of the Laguna Honda Home, San Francisco Hospital and Hassler Health Home for laundry and meals not furnished and not contracted for during the month of September, 1939.

### Laguna Honda Home

No. 951.101.00-2	Laundry Allowance	.... \$	34.84	
No. 951.101.02-2	Laundry Allowance	.....	126.45	
No. 951.102.00-2	Laundry Allowance	.....	6.83	
No. 951.102.50-2	Laundry Allowance	.....	.84	168.96
				<hr/>
No. 951.101.00-3	Meal Allowance	.....	857.73	
No. 951.101.02-3	Meal Allowance	.....	857.30	
No. 951.102.00-3	Meal Allowance	.....	74.25	
No. 951.102.50-3	Meal Allowance	.....	2.80	1,792.08
				<hr/>

**San Francisco Hospital**

No. 952.101.00-2	Laundry Allowance ....	5.33	
No. 952.101.01-2	Laundry Allowance ....	12.26	
No. 953.101.00-2	Laundry Allowance ....	13.01	
No. 953.101.02-2	Laundry Allowance ....	180.38	
No. 953.101.03-2	Laundry Allowance ....	530.44	
No. 953.101.04-2	Laundry Allowance ....	13.50	
No. 953.101.06-2	Laundry Allowance ....	5.00	cr.
No. 953.102.00-2	Laundry Allowance ....	15.00	
No. 953.102.50-2	Laundry Allowance ....	.50	765.42

No. 952.101.00-3	Meal Allowance .....	205.66	
No. 952.101.01-3	Meal Allowance .....	66.32	
No. 953.101.00-3	Meal Allowance ....	474.96	
No. 953.101.02-3	Meal Allowance .....	4,680.08	
No. 953.101.03-3	Meal Allowance .....	3,015.28	
No. 953.101.04-3	Meal Allowance .....	244.30	
No. 953.102.00-3	Meal Allowance ....	245.76	
No. 953.102.50-3	Meal Allowance .....	9.00	8,941.36

**Hassler Health Home**

No. 955.101.00-2	Laundry Allowance ....	7.91	
No. 955.101.01-2	Laundry Allowance ....	19.45	
No. 955.102.00-2	Laundry Allowance ....	2.45	29.82

No. 955.101.00-3	Meal Allowance .....	159.44	
No. 955.101.01-3	Meal Allowance .....	99.30	
No. 955.102.00-3	Meal Allowance .....	13.73	272.47

\$11,970.11

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved as to Form by City Attorney.

Approved by the Mayor.

Approved as to funds available by the Controller.

*Finally Passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**Appropriation \$12,916.86 City Aid Miguel and Beacon Streets**

(Series of 1939)

Bill No. 385, Ordinance No. 368, as follows:

Authorizing a supplemental appropriation in the sum of \$12,916.86 from the surplus in Appropriation 948.804.00 to the credit of Appropriation 948.905.00 for city aid necessary to perform street work in Miguel Street from the existing pavement west of Fairmount Street to Beacon Street and Beacon Street from Miguel Street to Harry Street; said work to be performed under the 1934 Street Improvement Ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$12,916.86 is hereby appropriated and set aside from the surplus in Appropriation 948.804.00 to the credit of Appropriation 948.905.00 for city aid necessary to perform street work in Miguel Street from the existing pavement west of Fairmount Street to Beacon Street, and Beacon Street from Miguel Street to Harry Street; said work to be performed under the 1934 Street Improvement Ordinance.

Section III of the Charter provides that when street assessments are authorized to be paid in installments over a period not to exceed ten years, no annual installment payment shall exceed twenty-five (25%) per cent of the assessed value of the land on which the assessment is levied. Therefore this appropriation is necessary to make assessment valid.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**Re-appropriating \$200, Increased Compensation Foreman Granite  
Cutter, Department of Public Works  
Superior Court Judgment**

(Series of 1939)

Bill No. 386, Ordinance No. 369, as follows:

Reappropriating the sum of \$200 out of surplus existing in Appropriation No. 945.103.00 to the credit of Appropriation No. 945.103.00 to provide funds for the increased compensation of one O-270 Foreman Granite Cutter in the Department of Public Works—Bureau of Streets, from \$9.50 to \$10.50 per day for the period September 27, 1939, to June 30, 1940, to satisfy judgment rendered against the City and County of San Francisco by Superior Judge J. J. Van Nostrand in Superior Court Case No. 284,066.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$200 is hereby reappropriated out of surplus existing in Appropriation No. 945.103.00 to the credit of Appropriation No. 945.103.00 to provide funds for the increased compensation of one O-270 Granite Cutter in the Department of Public Works, Bureau of Streets, from \$9.50 to \$10.50 per day for the period September 27, 1939, to June 30, 1940, to satisfy judgment rendered against the City and



County of San Francisco by Superior Judge J. J. Van Nostrand in Superior Court Case No. 284,066.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Approved by the Secretary of the Civil Service Commission.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

### Salary Ordinance Amendment, Increasing Salary of Foreman Granite Cutter, Department of Public Works

(Series of 1939)

Bill No. 387, Ordinance No. 370, as follows:

An ordinance amending Section 51 (Department of Public Works—Bureau of Streets) of Bill 192, Ordinance 186, by increasing the rate of pay under Item 17.1, 1 O270 Foreman Granite Cutter from \$9.50 to \$10.50 per day.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 51 of Bill 192, Ordinance 186, is hereby amended to read as follows:

#### Section 51. DEPARTMENT OF PUBLIC WORKS— BUREAU OF STREETS

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	F220	General Superintendent of Streets .....	\$ 500
2	1	O298	Supervisor of Street Repair .....	325

#### Division of Street Repair

The occupants of the following positions have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
3	2	A202	Cement Finisher's Helper at \$8 per day.....	
4	2	A204	Cement Finisher at \$9 per day.....	
5	1	B210	Office Assistant at \$5.40 per day.....	
6	29	J4	Laborers at \$6 per day .....	
7	2	J12	Laborer, Foreman, at \$7 per day .....	
8	1	M254	Machinist at \$9 per day .....	
9	10	O1	Chauffeur at \$8 per day .....	
10	3	O1	Chauffeur at \$7.50 per day .....	
11	3	O152	Engineer Hoisting Port. Engine at \$11.40 per day .....	
12	1	O168	Engineer, Stationary Steam Engines .....	\$ 220

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
13	1	O252	Dryerman at \$9 per day .....	
14	1	O254	Foreman, Asphalt Plant at \$10 per day.....	
15	4	O260	Rammer at \$7 per day .....	
16	2	O264	Paver at \$8 per day .....	
17	5	O268	Granite Cutter at \$9.50 per day.....	
17.1	1	O270	<b>Foreman Granite Cutter at \$10.50 per day</b>	
18	2	O274	Asphalt Mixerman at \$9 per day.....	
19	25	O276	Asphalt Workers at \$7.50 per day.....	
20	11	O278	Asphalt Finishers at \$8 per day.....	
20.1	4	O280	Sub-Foreman, Asphalt Finisher, at \$8.50 per day .....	
21	2	O282	Foreman Asphalt Finisher, at \$9 per day .....	
22	i	O294	General Foreman, Street Repair .....	275
23	1	O294	General Foreman, Street Repair .....	250
24	1	O294	General Foreman, Street Repair .....	225

### Bridges

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
25	7	C153	Bridge Attendant .....	155
26	4	C153	Bridge Attendant .....	145
27	10	O168	Engineer Stationary Steam Engines.....	220
28	1	O168	Engineer Stationary Steam Engines (Relief) at rate of .....	220
29	1	O172	Chief Engineer Stationary Steam Engines Teams and trucks, as needed, at rate established by purchaser's contract.	275

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

### Authorizing Sale of Certain School Land in Assessor's Block 934

(Series of 1939)

Bill No. 388, Ordinance No. 371, as follows:

Authorizing sale of certain school land in Assessor's Block 934.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. In accordance with the recommendation of the Board of Education, the Board of Supervisors hereby declare that public interest and necessity demands the sale of the following described City owned real property situated in the City and County of San Francisco, State of California:

COMMENCING at a point on the northerly line of Lombard Street, distant thereon 137.5 feet easterly from the easterly line of Baker Street; thence northerly parallel with the easterly line

of Baker Street 92.336 feet to a point on the southwesterly line of Richardson Avenue; thence deflecting  $140^{\circ} 06'$  to the right and running southeasterly along last named line 88.266 feet; thence southerly and southwesterly on a curve to the right, tangent to the preceding course, radius 15 feet, central angle  $129^{\circ} 54'$ , a distance of 34.008 feet to point of tangency with the northerly line of Lombard Street; thence westerly along last named line 45.111 feet to the point of commencement.

Being a portion of Western Addition Block No. 553.

Section 2. Said land shall be offered for sale in accordance with the provisions of Section 92 of the Charter of the City and County of San Francisco.

*Finally passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**Authorizing Supplemental Appropriation of \$6,500.00 For Purchase of Land For Widening Jefferson Street at Lyon Street, and For Incidental Expenses.**

(Series of 1939)

Bill No. 389, Ordinance No. 372, as follows:

Authorizing Supplemental Appropriation of \$6,500.00 for purchase of land for widening Jefferson Street at Lyon Street, and for incidental expenses.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby appropriated and set aside the sum of \$6,500.00 to Appropriation No. 948,906.00, from the following funds, for the purchase of land required for widening Jefferson Street at Lyon Street, and for payment of incidental expenses:

- (a) The sum of \$422.00 from the Reserve for Land Purchases—County Roads.
- (b) The sum of \$4,078.00 from the Reserve for Land Purchases—Department of Public Works.
- (c) The sum of \$2,000.00 from the Reserve for Land Purchases—Miscellaneous.

*Finally passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**Supplemental Appropriation of \$90,000 for Purchase of a Minimum of 10 Automotive Buses for Municipal Railway**

(Series of 1939)

Bill No. 391, Ordinance No. 373, as follows:

Authorizing a supplemental appropriation of \$90,000 out of the surplus in the Municipal Railway Operating Fund for the purchase of a minimum of 10 automotive buses, including necessary engineering and traveling expenses to extend Municipal Railway.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$90,000 is hereby appropriated out of the surplus existing in the Municipal Railway Operating Fund to the credit of Appropriation No. 965,400.00 Equipment, to provide funds for the purchase of a minimum of 10 automotive buses, including necessary engineering and traveling expenses, to extend the Municipal Railway service.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

The following recommendation of Public Buildings, Lands and City Planning Committee, heretofore passed for second reading, were taken up:

**Amending Section 74, Chapter 1, Part 2, of Municipal Code,  
Re Patent Chimney Fees**

(Series of 1939)

Bill No. 392, Ordinance No. 374, as follows:

Amending Section 74 of Chapter 1, Part II, of the San Francisco Municipal Code relating to patent chimneys, providing for licenses to be issued to persons, firms and corporations engaged in the business of altering, constructing or erecting patent chimneys, flues or fireplaces, and the amount to be paid for said licenses as well as the amount for a permit to erect a patent chimney, flue or fireplace, and repealing certain sections of the Municipal Code in conflict with this ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 74, of Chapter 1, Part II, of the San Francisco Municipal Code is hereby amended to read as follows:

Section 74. Chimney or Fireplace Installers. No person, firm or corporation shall engage in the business of erecting, constructing or installing or repairing brick, stone or other chimneys, flues or fireplaces in the City and County of San Francisco, nor shall any person, firm or corporation erect, construct, install or repair any chimney, flue or fireplace in said City and County unless said person, firm or corporation is duly licensed to so do as provided in this section. Any person desiring to obtain a license to engage in the business of erecting, constructing, installing or repairing chimneys, flues or fireplaces in the City and County of San Francisco shall make application for such license to the Central Permit Bureau of the Department of Public Works, and upon said license being granted shall pay to the Tax Collector the fee for said license, which is hereby fixed at Twenty Dollars (\$20.00) per year, provided that no license or other fee provided for in this section for the erection, construction, installation or repair of chimneys, flues or fireplaces shall be charged for chimneys, flues or fireplaces constructed of brick or stone, for the reason that the cost of the inspection of the last mentioned chimneys is provided for in Section 64 of this chapter. The said license fee shall be payable on

January 1st of each year, and said license shall remain effective for one year. The full license fee for any license issued after January 1st in any year shall be paid, and such license shall expire on the 1st day of January of the following year. Upon said license being issued the name of the licensee shall be registered with said Central Permit Bureau, and said license shall be posted in a conspicuous place in the place of business of the licensee. Persons, firms or corporations paying the license herein provided for shall not be subject to the payment of any license fee as provided for in Sections 200 to 207 of Part III of the Municipal Code, so long as they perform only chimney work.

Upon the completion of the erection or repair of any brick, stone or patent chimney or fireplace connected with a patent chimney, it shall be the duty of the corporation, co-partnership or individual who performed said work to notify the Department of Public Works of such completion, who shall at once cause the same to be inspected, and if found in compliance herewith shall make and deliver a certificate or report of such inspection to the corporation, co-partnership or individual that performed said work, which certificate or report shall specify whether or not said work has been performed in compliance with the provisions of this Chapter, and if not in compliance therewith shall state wherein said work does not comply with the provisions of this Chapter. It shall be the duty of the Department of Public Works to keep on file in its office a duplicate of said certificate or report which shall at all times be subject and readily accessible to the inspection of the public.

No flue, chimney, patent chimney or fireplace connected with a patent chimney hereafter constructed, altered or repaired shall be used until the same has been inspected by the building inspection bureau of the Department of Public Works, and until a label has been affixed to said flue, pipe or chimney by the Department of Public Works, certifying that said work has been done in compliance with the provisions of this Chapter; nor shall any gas flue pipe, gas vent, chimney, patent chimney be plastered over or otherwise enclosed in any building until such label shall have been so affixed.

No person, firm or corporation shall erect, construct, alter or repair any patent chimney or flue without a permit to so do issued by the Central Permit Bureau. The fees to be paid for said permit shall be as follows:

For each permit for patent chimneys or flues in new buildings Fifty Cents for each building, and for patent chimneys or flues in old buildings Two Dollars for each building. Said fees shall be payable to the Central Permit Bureau at the time said permit is issued, provided that said Central Permit Bureau may issue said permits for patent chimneys or flues in new buildings in books of twenty-five permits in each book upon the payment of Twelve Dollars and Fifty Cents (\$12.50) for each book, and in books of ten permits in each book for patent chimneys or flues in old buildings upon the payment of Twenty Dollars (\$20.00) for each book. The Director of Public Works and the Controller are hereby authorized to make the necessary rules and regulations for the issuance, use, accounting and return of said permits issued in book form.

Nothing in this ordinance contained shall prevent any person, firm or corporation that has been duly licensed and registered as a master plumber, as provided in Chapter 7, Part II, of this Code, from erecting, constructing, altering, installing or repairing patent chimneys and flues, provided that said master plumber shall pay to the Central Permit Bureau the fees herein provided for permits to erect, construct, alter, install or repair said chimneys and flues, and said master plumbers shall not be required to pay the license fee hereinbefore provided for in this ordinance.

Section 64, Chapter 1, Part II, of the San Francisco Municipal Code, in so far as it is in conflict with this section, is hereby repealed, and Section 130 of Part III of said Code is also repealed.

*October 2, 1939—Consideration postponed until October 9, 1939.*

*October 9, 1939—Over until 2:30 P. M. October 23, 1939.*

*October 23, 1939—City Attorney presents substitute ordinance as above.*

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

## NEW BUSINESS

### Adopted

The following recommendations of Finance Committee were taken up:

#### Approval of Supplemental Recommendations, Department of Public Welfare

(Series of 1939)

Resolution No. 621, as follows:

Resolved, That the recommendations of the Public Welfare Department, containing the additional names and amounts to be paid as Old Age Security Aid, Blind Pensions and Half Orphan Aid, for the month of November, 1939, and also denials, are hereby approved, and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

#### Release of Lien Filed Re Old Age Security, Mrs. Amanda Henry

(Series of 1939)

Resolution No. 622, as follows:

Whereas, Notices of Aid have been recorded in this County pursuant to Section 4 of the Old Age Security Act and Section 2225 of the Welfare and Institution Code; and

Whereas, The filing of such Notices created a lien on the property of the recipients of such aid; and

Whereas, The recipients of such aid, on payment of the debt secured by such lien are entitled to receive a release thereof; and

Whereas, A lien has been placed by the Board of Supervisors of the City and County of San Francisco, on recommendation of the County Welfare Department, against the property described as follows:



Property of Mrs. Amanda Henry, recorded April 6, 1937, in Book 3011, Official Records of the City and County of San Francisco, at Page 214; and

Whereas, The aforesaid lien was improperly filed, in view of the fact that on December 28, 1936, said property, formerly owned by Mrs. Amanda Henry was sold, on order of the Department of Public Works, to Mr. E. J. Treacy.

Therefore, Be It Resolved, That David A. Barry, Clerk of the Board of Supervisors, is hereby authorized to execute and deliver on behalf of and in the name of said Board, a release of such lien.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

### Release of Lien—Mary M. Hanke

(Series of 1939)

Resolution No. 623, as follows:

Whereas, Notices of aid have been recorded in San Mateo County pursuant to Section 4 of the Old Age Security Act and Section 2225 of the Welfare and Institutions Code; and

Whereas, The filing of such notices created a lien on the property of recipients of such aid; and

Whereas, The recipients of such aid, on payment of the debt secured by such lien are entitled to receive a release thereof; and

Whereas, A lien has been placed by the Board of Supervisors of the City and County of San Francisco on the recommendation of the Public Welfare Department against the following described property: Property of Mary M. Hanke, recorded February 23, 1937, in Book 736, page 80, official records of San Mateo County, to-wit: Lot 26, in Block No. 15, of the Burlingame Grove Tract, at Burlingame, San Mateo County, State of California, as layed down and delineated on a certain map of said tract recorded in the office of the County Recorder, of the County of San Mateo, State of California; and

Whereas, The above-mentioned property can now be sold for about \$1400.00 and no more, approximately \$382.89 of which will be required to cover probate costs, and approximately \$285.11 to cover commission on sale of property, delinquent taxes, etc., and the balance will accrue to the City and County of San Francisco as follows: Laguna Honda Home, approximately \$452.00; Public Welfare Department, approximately \$280.00; in satisfaction of the obligation of said Mary M. Hanke (O. A. No. 1165); and

Whereas, The amount which will be received by the City under the aforesaid release will equal the net amount which would be received by the City in the event that said lien was foreclosed; and

Whereas, Such an arrangement is acceptable to the Public Welfare Commission; now, therefore, be it

Resolved, That upon receipt of the moneys above-mentioned secured by such lien, David A. Barry, Clerk of the Board of Supervisors, is hereby authorized to execute and deliver on behalf of and in the name of said Board, and on behalf of the City and County of San Francisco, a release of said lien against the property of Mary M. Hanke.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

## Cancellation of Tax Sales and Assessments on City State Property

(Series of 1939)

Resolution No. 624, as follows:

Whereas, The Controller has reported that the following property, now recorded in the name of the City and County of San Francisco, was formerly assessed to the original owners and sold to the State for delinquent taxes. Being City property these sales and assessments should be cancelled and the City Attorney having consented thereto; therefore, be it

Resolved, That the Controller be and he is hereby directed to cancel the following sales and assessments in accordance with the provisions of Section 3804A of the Political Code:

Lot	Block	Assessed to	Sale	1935 Tax	Del. Pen.	Cost	1936 Tax	1937 Tax
8	6261	P. & M. Spinosi.....	3041	7.74	.55	.50	7.94	8.12
Lot	Block	Assessed to	Sale	1936 Tax	Del. Pen.	Cost	1937 Tax	
31	515	M. Bocchi .....	117	78.90	2.37	.50	161.42	
Portion								
9-E-9F			Portion					
	934	B. G. West.....	300	123.54	3.71			
1	1915	G. LeRoy, et al.....	1017	404.89	12.15	.50	828.40	
				\$607.33	\$18.23	\$1.00	\$989.82	

Lot	Block	Assessed to	Sale	1937 Tax	Del. Pen.	Cost	1938 Tax
9	2144	Bridge Inv. Co.....	1332	5.03	.15	.50	10.50
16B	2144	F. A. Lundstrom.....	1333	11.62	.80	.50	12.12
50	2488	City Title Ins. Co.....	1603	2.52	.08	.50	14.14
51	2488	City Title Ins. Co.....	1604	6.77	.20	.50	5.26
20	2621	A. K. Rehfield.....	1683	3.10	.22	.50	3.24
26	2694	B. Carosso .....	1728	29.42	.88	.50	61.40
6	5291	H. Hodgkin, et al.....	2753	96.19	2.89	.50	
8	6103	G. Ellison .....	3279	1.16	.03	.50	2.42
13	6183	G. Ellison .....	3317	.58	.02	.50	1.22
1	6184	D. Woll .....	3318	2.52	.08	.50	5.26
2	6185	A. Brown .....	3323	.58	.02	.50	1.22
22	6215	City Title Ins. Co.....	3346	1.16	.03	.50	2.42
7(13/36)							
	6266	Geo. Ellison .....	3372	.19	.01	.50	.40
12	6474	A. & M. Gargiulo.....	3485	29.61	.89	.50	61.82
13	6474	J. Novak .....	3486	13.16	.39	.50	27.48
				\$203.61	\$6.69	\$7.50	\$208.90

Lot	Block	Assessed to	Sale	1938 Tax	Del. Pen.	Cost	1939 Tax
1	79	F. Rauer .....	13	\$ 82.42	\$ 5.78	\$ .50	
10	1283	C. Simon .....	534	73.12	5.12	.50	
11	1283	J. & A. Lydon.....	535	45.66	3.19	.50	
16	1283	F. T. & H. T. Williams.....	536	37.37	1.12	.50	

Lot	Block	Assessed to	Sale	1938 Tax	Del. Pen.	Cost	1939 Tax
21 &							
22	1835	W. H. &					
		I. Emes .....	974	46.88	3.28	1.00	
24B	1835	do .....	973	5.66	.39	.50	
14	2107	Sol Getz & Sons.....	1109	13.74	.97	.50	
16	2108	J. Lewis .....	1110	3.03	.09	.50	
12A	2199	M. N. Stahl.....	1183	52.32	1.57	.50	98.04
48-9	2488	City Title Ins. Co.....	1332	10.50	.74	.50	
1 to							
4	2489	do .....	1333	33.54	2.34	.50	
47 to							
52	2489	do .....	1334	61.80	4.33	.50	
10A	2518	Marie Eiben .....	1343	5.24	.37	.50	
14	2694	J. H. C. Eiben.....	1394	142.20	10.11	1.00	
27	2694	E. McEvoy .....	1395	113.92	7.98	.50	
2	2848	Fat Boy Barbecue					
		Cabins .....	1467	12.92	.90	.50	
3	2848	L. S. Olney.....	1468	12.92	.90	.50	
4	2848	J. S. McGown.....	1469	12.92	.90	.50	
6A &							
6B	2848	A. & I. Tasloff.....	1472	15.76	1.11	.50	
12 to							
20	2912	F. S. Rowley.....	1521	11.32	.79	.50	
34 to							
40	2912	do .....	1522	14.54	1.02	1.00	
6-18	2952	do .....	1532	10.90	.76	.50	
2	3579	M. & E. Sambal.....	1721	92.12	6.44	.50	
3	3579	E. Lytgens .....	1722	88.08	6.16	.50	
35	3643	M. Wohltmann .....	1805	58.58	1.76	.50	
1B	4314	Safeway Stores .....	1994	40.80	2.85	1.00	
9E	4337	E. Kelly .....	1999	5.05	.15	1.00	
10	4337	A. & R. Fiorito.....	2000	96.16	6.73	.50	
3	5291	J. M. Segrue.....	2248	3.24	.23	.50	
2 to							
4	5310	N. J. Grant et al.....	2256	68.68	4.81	.50	
18-19	5310	T. F. & A. O'Brien.....	2257	52.52	3.68	.50	
1	6002	M. Goldberg .....	2563	1.22	.09	.50	
11	6068	J. E. & M.					
		Godley Est. Co.....	2605	6.06	.42	.50	
6	6071	M. Goldberg .....	2606	6.06	.42	.50	
9	6132	Geo. Ellison .....	2645	1.22	.09	.50	
5	6145	City Title Ins. Co.....	2647	4.44	.32	.50	
3	6181	M. E. Lawler.....	2678	6.06	.42	.50	
2	6182	H. K. Mitchell.....	2679	1.62	.10	.50	
4-5	6183	E. Barrett .....	2680	2.42	.18	.50	
6-7	6183	N. Hendricks .....	2681	2.42	.18	.50	
14	6183	R. A. McLean & Co.....	2682	3.03	.09	.50	
13	6184	C. A. & L. P. Louis.....	2683	2.02	.14	.50	
1	6185	W. A. &					
		J. S. Roberts.....	2684	1.21	.04	.50	2.36
6	6185	G. W. Steele.....	2685	1.22	.09	.50	
11	6185	J. P. Smith.....	2686	1.62	.05	.50	
33	6187	E. P. Worthington.....	2688	1.22	.09	.50	
45 to							
49	6187	do .....	2689	6.06	.42	.50	
4	6213	W. & J. S. Roberts.....	2712	.81	.02	.50	1.58
34	6214	M. G. Kuimelis.....	2716	1.22	.09	.50	
6	6242	E. R. Thomas.....	2728	3.24	.23	.50	
8	6260	E. M. Costo.....	2737	9.30	.65	.50	
6	6266	H. D. Newhouse.....	2739	3.23	.10	.50	
5	6288	P. L. McClure.....	2755	1.21	.04	.50	2.36

Lot	Block	Assessed to	Sale	1938 Tax	Del. Pen.	Cost	1939 Tax
4	6291	S. J. Wood.....	2756	3.64	.25	.50	
1A	6307	The Ruegg Co.....	2759	4.04	.28	.50	
1J	6307	C. H. Cooks.....	2760	4.84	.33	.50	
1K	6307	Unknown Owners .....	2761	7.28	.51	.50	
10	6307	C. H. Cooks.....	2762	4.84	.33	.50	
4	6308	The Ruegg Co.....	2764	5.26	.37	.50	
5	6308	do .....	2765	1.62	.10	.50	
19	6638	A. M. Lindelove.....	3027	34.34	2.41	.50	
22A	6638	A. E. & C. Abrahamsen .....	3028	94.54	6.62	.50	
26	6638	J. M. Beltrano.....	3029	33.54	2.34	.50	
21	6706	W. H. & A. M. Winn.....	3087	74.74	5.23	.50	
2	6961	E. Gilli .....	3210	18.58	.56	.50	
3	6961	A. Rigadini .....	3211	9.29	.28	.50	
4- 5	6961	C. Rovogino .....	3212	123.83	3.71	.50	
6- 7	6961	T. Franzone .....	3213	106.86	3.21	.50	
17-19	6961	A. & A. Stagnaro.....	3214	95.34	2.86	.50	
24-25	6961	T. Cardinale .....	3216	15.96	.48	.50	12.66
26	6961	D. & E. Garibaldi.....	3217	8.48	.25	.50	
33	7135	City Title Ins. Co.....	3387	2.02	.14	.50	
				\$2039.86	\$121.10	\$38.50	\$116.94

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

#### Cancellation of Tax Sales and Assessments on State Property (Series of 1939)

Resolution No. 625, as follows:

Whereas, The Controller has reported that the following property, now recorded in the name of the State of California, was formerly assessed to the original owners and sold to the State for Delinquent taxes. Being State property these sales and assessments should be cancelled, and the City Attorney having consented thereto; therefore, be it

Resolved, That the Controller be and he is hereby directed to cancel the following sales and assessments in accordance with the provisions of Section 3804A of the Political Code:

The following property is now recorded in the name of the State. It was formerly assessed to the original owners and sold to the State for delinquent taxes.

Lot	Block	Assessed to	Sale	1937 Tax	Del. Pen.	Cost	1938 Tax
59	3736	H. Doran .....	2309	62.90	1.89	.50	90.90

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Lot	Block	Assessed to	Sale	1938 Tax	Del. Pen.	Cost
37-38	3764	H. C. Deniville.....	1863	131.70	9.23	.50

The following property is now assessed to the Veterans' Welfare Board. It was formerly assessed to the original owner and sold to the State of California for delinquent taxes.

Lot	Block	Assessed to	Sale	1936 Tax	Del. Pen.	Cost	1937 Tax
6	1913	H. Doelger, Builder .....	1011	79.46	5.56	.50	81.30

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**Closing and Abandoning Portion of Bay Shore Boulevard, Formerly Part of Charter Oak Avenue, and Authorizing Conveyance of Said Property to Marietta Russi, or Her Successor in Interest.**

(Series of 1939)

Resolution No. 626, as follows:

Closing and abandoning portion of Bay Shore Boulevard, formerly part of Charter Oak Avenue, and authorizing conveyance of said property to Marietta Russi, or her successor in interest.

Whereas, on September 18, 1939, this Board adopted Resolution No. 539, Series of 1939, approved by the Mayor of San Francisco on September 20, 1939; said resolution being in words and figures as follows:

**Intention to Close Portion of Bay Shore Blvd., Formerly Part of Charter Oak Avenue**

(Series of 1939)

**Resolution No. 539**

Resolved, That public interest requires that the following described portion of Bay Shore Boulevard in San Francisco, California, be closed and abandoned:

BEGINNING at the southerly end of that certain 2937.5 foot radius curve in the southwesterly line of Bay Shore Boulevard, 90 feet more or less southerly from Silver Avenue as shown on sheet number 4 of "Map of Bay Shore Boulevard," recorded March 21, 1934, in Map Book "N," pages 1 to 13, Records of the City and County of San Francisco, California; thence radially northeasterly, 125 feet to the true point of commencement; thence southeasterly, parallel with and distant 125 feet at right angles northeasterly from the southwesterly line of Bay Shore Boulevard, 77.945 feet to the westerly production of the southerly line of property now or formerly owned by Marietta Russi, in Assessor's Block 5402; thence deflecting 76° 06' 30" to the left, and running easterly along said production line, 23.441 feet to the westerly line of said Marietta Russi property; thence deflecting 90° to the left, and running northerly along last mentioned line, 144.802 feet to the northerly corner of said Russi property; thence deflecting 106° 55' 45" to the left from last mentioned line, and running southwesterly 58.076 feet to a point in a curve concentric with and distant 125 feet northeasterly from aforesaid 2937.5 foot radius curve; thence southeasterly, concentric with last mentioned curve, along the arc of a curve to the right of 3062.5 foot radius, central

angle 1° 00' 31", a distance of 53.912 feet to the true point of commencement.

BEING portion of Parcel C, as shown on above referred to recorded map.

Further Resolved, That it is the intention of this Board to close and abandon said portion of Bay Shore Boulevard in accordance with the provisions of Section 107 of the Charter of the City and County of San Francisco, and the General Laws of the State of California.

Upon the final closing of said portion of Bay Shore Boulevard, it is understood that the City and County of San Francisco, a municipal corporation, shall convey all interest therein to Marietta Russi, the abutting property owner, or her successor in interest, upon receipt of the sum of \$1,500 cash.

The Clerk of this Board is hereby directed to transmit to the Department of Public Works a certified copy of this resolution. Said Department is hereby directed to give notice of said contemplated closing and abandonment of said portion of Bay Shore Boulevard in the manner provided by law, and to cause notice thereof to be published in the official newspaper of San Francisco.

Adopted—Board of Supervisors, San Francisco, Sept. 18, 1939.

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY,  
Clerk.

Approved, San Francisco, Sept. 20, 1939.

ANGELO J. ROSSI,  
Mayor.

And Whereas, the Clerk of this Board did transmit to the Department of Public Works of the City and County of San Francisco a certified copy of said resolution and said Department upon receipt of said resolution posted in the manner and as required by law, notices of the passage of said resolution and did also cause in the manner and as required by law, a notice similar in substance to be published for a period of ten days in the official newspaper of the City and County of San Francisco; and

Whereas, The public interest and convenience requires said improvement to be done as specifically described in Resolution No. 539, Series of 1939; and

Whereas, The Supervisors have acquired jurisdiction to order that said portion of Bay Shore Boulevard be closed and abandoned.

Now, Therefore, Be It Resolved, That said portion of Bay Shore Boulevard be and is hereby closed and abandoned, subject to the hereinafter mentioned conditions; and

Be It Further Resolved, That the Clerk of this Board transmit a certified copy of this resolution to the Department of Public Works and that the Department of Public Works be instructed to proceed thereafter as required by law, and the Clerk is hereby directed to advertise this resolution in the official newspaper as required by law.

The Mayor and the Clerk of the Board of Supervisors are hereby authorized and directed to execute the necessary deed for the con-



veyance of all interest of the City and County of San Francisco, a municipal corporation, in said land to Marietta Russi or her successor in interest, upon receipt of the sum of \$1,500.00 cash. The Director of Property shall deliver said deed to the Grantee.

Approved by the Director of Property.

Approved as to legality and form by the City Attorney.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**Closing and Abandoning Portion of Bay Shore Boulevard, Formerly Part of Charter Oak Avenue, and Authorizing Conveyance of Said Property to Christian O. Barion, or His Successor in Interest.**

(Series of 1939)

Resolution No. 627, as follows:

Closing and abandoning portion of Bay Shore Boulevard, formerly part of Charter Oak Avenue, and authorizing conveyance of said property to Christian O. Barion, or his successor in interest.

Whereas, on September 18, 1939, this Board adopted Resolution No. 540, Series of 1939, approved by the Mayor of San Francisco on September 20, 1939, said resolution being words and figures as follows:

**Intention to Close Portion of Bay Shore Blvd., Formerly Part of Charter Oak Avenue, and Directing S. F. Water Department to Relocate a Certain Water Pipe Line.**

(Series of 1939)

**Resolution No. 540**

Resolved, that public interest requires that the following described portion of Bay Shore Boulevard in San Francisco, California, be closed and abandoned:

Beginning at the southerly end of that certain 2937.5 foot radius curve in the southwesterly line of Bay Shore Boulevard, 90 feet more or less southerly from Silver Avenue, as shown on sheet number 4 of "Map of Bay Shore Boulevard," recorded March 21, 1934, in Map Book "N", pages 1 to 13, Records of the City and County of San Francisco, California; thence radially northeasterly 125 feet; then northwesterly along the arc of a curve to the left concentric with said 2937.5 foot radius curve, radius 3062.5 feet, central angle  $1^{\circ} 00' 31''$ , a distance of 53.912 feet to the true point of commencement; thence continuing northwesterly along the arc of last described 3062.5 foot radius curve, central angle  $1^{\circ} 02' 52''$ , a distance of 56.003 feet; thence northerly and northeasterly along the arc of a curve to the right, tangent to the preceding curve, radius 30 feet, central angle  $72^{\circ} 05' 23''$ , a distance of 37.746 feet to tangency with the southeasterly line of Silver Avenue; thence northeasterly along said southeasterly line of Silver Avenue 9.308 feet to the southwesterly line of property now or formerly owned by Christian O. Barion in Assessor's Block 5396; thence deflecting  $90^{\circ}$  to the right and running southeasterly along said line of said Barion property, 90.801 feet to the northerly corner of property now or formerly owned by Marietta Russi in Assessor's Block

5402; thence deflecting 106° 55' 45" to the right and running south-westerly 58,076 feet to the true point of commencement.

Being portion of Parcel C, as shown on above referred to recorded map.

Further Resolved, That it is the intention of this Board to close and abandon said portion of Bay Shore Boulevard in accordance with the provisions of Section 107 of the Charter of the City and County of San Francisco, and the General Laws of the State of California.

Upon the final closing of said portion of Bay Shore Boulevard, it is understood that the City and County of San Francisco, a municipal corporation, shall convey all interest therein to Christian O. Barion, the abutting property owner, or his successor in interest, upon receipt of the sum of \$1,000.00 cash.

The San Francisco Water Department shall remove the existing 12-inch water pipe line from the above described land and the adjoining property to the south and shall relocate the same in the Bay Shore Boulevard 125-foot right-of-way to the west. The Department of Public Works shall pay for such work at an estimated cost of \$650.00 out of the \$1,000.00 to be received under the provisions of this resolution.

The Clerk of this Board is hereby directed to transmit to the Department of Public Works a certified copy of this resolution. Said Department is hereby directed to give notice of said contemplated closing and abandonment of said portion of Bay Shore Boulevard in the manner provided by law, and to cause notice thereof to be published in the official newspaper of San Francisco.

Adopted—Board of Supervisors, San Francisco, Sept. 18, 1939.

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY,  
Clerk.

Approved, San Francisco, Sept. 20, 1939.

ANGELO J. ROSSI,  
Mayor.

And Whereas, the Clerk of this Board did transmit to the Department of Public Works of the City and County of San Francisco a certified copy of said resolution and said Department upon receipt of said resolution posted in the manner and as required by law, notices of the passage of said resolution and did also cause in the manner and as required by law, a notice similar in substance to be published for a period of ten days in the official newspaper of the City and County of San Francisco; and

Whereas, the public interest and convenience requires said improvement to be done as specifically described in Resolution No. 540, Series of 1939; and

Whereas, the Supervisors have acquired jurisdiction to order that said portion of Bay Shore Boulevard be closed and abandoned.

Now, Therefore, Be It Resolved, that said portion of Bay Shore Boulevard be and is hereby closed and abandoned, subject to the hereinafter mentioned conditions; and

Be It Further Resolved, that the Clerk of this Board transmit a certified copy of this resolution to the Department of Public Works,

and that the Department of Public Works be instructed to proceed thereafter as required by law, and the Clerk is hereby directed to advertise this resolution in the official newspaper as required by law.

The Mayor and the Clerk of the Board of Supervisors are hereby authorized and directed to execute the necessary deed for the conveyance of all interest of the City and County of San Francisco, a municipal corporation, in said land to Christian O. Barion, or his successor in interest, upon receipt of the sum of \$1,000.00 cash. The Director of Property shall deliver said deed to the Grantee.

Approved as to form by the City Attorney.

Approved by the Director of Property.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

### Passage for Second Reading

The following recommendations of the Finance Committee were taken up:

#### Authorizing Sale of School Land in Assessor's Block 2104

(Series of 1939)

Bill No. 403, Ordinance No. ...., as follows:

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. In accordance with the recommendation of the Board of Education, the Board of Supervisors hereby declare that public interest and necessity demands the sale of the following described City owned real property situated in the City and County of San Francisco, State of California:

Commencing at a point on the easterly line of 31st Avenue, distant thereon 225 feet southerly from the southerly line of Ortega Street; running thence southerly along the easterly line of 31st Avenue, 150 feet; thence at a right angle easterly 240 feet to a point on the westerly line of 30th Avenue; thence northerly along last named line, 150 feet; thence at a right angle westerly 240 feet to the point of commencement.

Section 2. The above described land shall be offered for sale in accordance with the provisions of Section 92 of the Charter of the City and County of San Francisco. Said property may be sold as a whole or subdivided.

Approved as to form by the City Attorney.

Approved by the Director of Property.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**Supplemental Appropriation of \$960.00 for Purchase of Rights of Way, San Mateo County, Required by San Francisco Water Department.**

(Series of 1939)

Bill No. 404, Ordinance No. ...., as follows:

Authorizing a supplemental appropriation of \$960 out of surplus existing in the land purchase reserve fund, San Francisco Water Department for the purchase of certain rights of way and costs and expenses in connection therewith at Sierra Point, San Mateo County, required for the San Francisco Water Department.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$960 is hereby appropriated and set aside out of surplus existing in Land Purchase Reserve Fund, San Francisco Water Department, for the purchase of certain rights of way and costs and expenses in connection therewith at Sierra Point, San Mateo County, required by the San Francisco Water Department.

Approved as to form by the City Attorney.

Recommended by the Manager of Utilities.

Approved by the Public Utilities Commission.

Approved as to Funds Available by the Controller.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**An Ordinance Amending Section 11 (Police Department) of Bill 192, Ordinance 186, by Adding Item 10.1, 1 B420 Phonographic Reporter (as needed), \$12.50 per Day Plus Transcriptions.**

(Series of 1939)

Bill No. 405, Ordinance No. ...., as follows:

An ordinance amending Section 11 (Police Department) of Bill 192, Ordinance 186, by adding Item 10.1, 1 B420 Phonographic Reporter (as needed), \$12.50 per day plus transcriptions.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 11 of Bill 192, Ordinance 186, is hereby amended to read as follows:

**Section 11. POLICE DEPARTMENT**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	3		Commissioner .....	\$ 100
2	1		Chief of Police .....	600
3	1		Deputy Chief of Police .....	450
4	1		Property Clerk .....	300
5	1		Police Surgeon .....	200
6	1	B4	Bookkeeper .....	175
7	1		Department Secretary .....	400
8	3	B310b	Tabulating Numerical Key Punch Operator	150
8.1	1	B310b	Tabulating Numerical Key Punch Operator	165
9	2	B408	General Clerk-Stenographer .....	155

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
10	1	B408	General Clerk-Stenographer .....	230
10.1	1	B420	Phonographic Reporter (as needed.), \$12.50 per day plus transcription.	
11	1	B421	Confidential Secretary to the Chief of Police .....	200
12	11	B454	Telephone Operator .....	150
13	1		Director of Criminal Information .....	333.33
14	1		Director of Personnel .....	333.33
15	1		Director of Special Services .....	250

**Bureau of Inspectors**

16	1		Captain of Inspectors .....	416.66
17	85		Inspector .....	230
17.1	27	Q2	Policeman (Assistant Inspector) .....	200
18	1	B412	Senior Clerk-Stenographer .....	200
19	1	D152	Criminologist .....	300
20	3	Q20	Police Women .....	200
20.1	3	Q50	Sergeant (Assistant Inspector) .....	220
21	7	Q60	Lieutenants .....	250
22	1	Q62	Photographer, Police Department .....	225

**Uniform Force**

23	1		Supervising Captain .....	333.33
24	1		Captain of Traffic .....	333.33
25	1		Inspector of Motor Vehicles .....	230
26	1		Inspector of Junior Traffic .....	230
27	1		Inspector of Horses and Equipment .....	230
28	1		Inspector of Repairs and Maintenance.....	230
29	3	D52	Jail Matron .....	175
30	1	D52	Jail Matron .....	170
31	1	I14	Junior Chef .....	195
32	10	J70	Hostlers .....	180
33	3	O158	Motor Boat Operator .....	200
34	1	O158	Motor Boat Operator (relief) at rate of	200
35	929	Q2	Policemen .....	200
36	25	Q30	Police Patrol Driver .....	200
37	161	Q50	Sergeant .....	220
38	36	Q60	Lieutenant .....	250
39	*12	Q80	Captain .....	300

\* Not more than nine positions to be filled. Appropriation Ordinance provides for only nine positions.

Approved by the Secretary of the Civil Service Commission.

Approved as to form by the City Attorney.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**An Ordinance Amending Section 46 (Department of Public Works—Bureau of Engineering [Continued]) of Bill 192, Ordinance 186, by Changing Item 78 to Read "1 F404 Hydraulic Engineering Designer . . . \$250."**

(Series of 1939)

Bill No. 406, Ordinance No....., as follows:

An ordinance amending Section 46 (Department of Public Works—Bureau of Engineering [Continued]) of Bill 192, Ordinance 186, by changing Item 78 to read "1 F404 Hydraulic Engineering Designer . . . \$250."

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 46 of Bill 192, Ordinance 186, is hereby amended to read as follows:

**Section 46. DEPARTMENT OF PUBLIC WORKS—**

**DEPARTMENT OF ENGINEERING (Continued)**

**EMPLOYMENTS PREDICATED ON REVENUE AND BOND ISSUE MONIES.**

The following positions are in interdepartmental service and predicated on bond issues and the occupants have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
36	1	B222	General Clerk .....	\$ 155
37	1	B325	Blue Printer .....	215
38	1	B327	Photostat Operator .....	225
39	1	B332	Photographer .....	265
40	1	B408	General Clerk-Stenographer .....	175
41	2	B408	General Clerk-Stenographer .....	155
41.1	1	B512	General Clerk-Typist .....	150
42	6	F204	Civil Engineering Inspector .....	250
43	26	F204	Civil Engineering Inspector .....	225
44	1	F206	Senior Civil Engineering Inspector.....	275
45	1	F206	Senior Civil Engineering Inspector.....	250
46	1	F208	Chief Civil Engineering Inspector, Minor..	300
47	1	F210	Chief Civil Engineering Inspector, Major..	400
49	7	F252	<b>Junior Civil Engineering Draftsman.....</b>	160
50	1	F254	Civil Engineering Draftsman .....	250
52	7	F254	Civil Engineering Draftsman .....	200
53	5	F258	Senior Civil Engineering Draftsman.....	250
54	3	F260	Civil Engineering Designer .....	300
55	1	F260	Civil Engineering Designer .....	250
56	1	F262	Sanitary Engineering Designer .....	250
57	1	F262	Sanitary Engineering Designer .....	300
58	1	F354	Electrical Engineering Designer .....	250
58.1	1	F356	Electrical Engineering Inspector .....	225
59	4	F452	Mechanical Draftsman .....	200
60	1	F452	Mechanical Draftsman .....	225
61	6	F454	Mechanical Engineering Designer .....	250
62	1	F460	Assistant Mechanical Engineer .....	250
63	2	F552	Structural Draftsman .....	200
65	6	F604	Surveyor's Field Assistant .....	225
65.1	3	F604	Surveyor's Field Assistant .....	175
66	2	F610	Surveyor .....	250
66.1	1	F664	Traffic Engineer .....	300
67	1	L114	Engineering Chemist .....	225
69		A106	Building Inspector .....	225



Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
71		F102	Architectural Draftsman .....	200
72		F106	Architectural Designer .....	250
73		F108	Architect .....	300
74		F352	Electrical Draftsman .....	200
75		F360	Assistant Electrical Engineer .....	250
76		F362	Electrical Engineer .....	300
77		F401	Junior Hydraulic Engineer .....	160
78	1	F404	Hydraulic Engineering Designer .....	250
79		F406	Assistant Hydraulic Engineer .....	250
80		F408	Hydraulic Engineer .....	300
81		F462	Mechanical Engineer .....	300
82		F554	Structural Engineer Designer .....	275
83		F558	Structural Engineer .....	275
84		B210	Office Assistant .....	85
85		B4	Bookkeeper .....	175
86		C152	Watchman .....	145
88		F351	Junior Electrical Engineer .....	160
91		M256	Mechanical Inspector .....	225
92		J4	Laborer at \$6 per day .....	
95		M252	Machinist's Helper at \$7.08 per day .....	
96		M254	Machinist at \$9 per day .....	
97		O152	Engineer of Hoisting and Portable Engines at \$11.40 per day .....	

Approved by Civil Service Commission.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**Authorizing Conveyance of Certain Easements to County of San Mateo for Relocation of Belmont Canyon Road in Exchange for Portions of Old Road to be Abandoned.**

(Series of 1939)

Bill No. 407, Ordinance No....., as follows:

Authorizing conveyance of certain easements to County of San Mateo for relocation of Belmont Canyon Road in exchange for portions of old road to be abandoned.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. In accordance with the recommendation of the Public Utilities Commission, the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute a deed in the following form for the conveyance of certain easements to the County of San Mateo:

"CITY AND COUNTY OF SAN FRANCISCO, a municipal corporation, the first party, hereinafter referred to as City, pursuant to Ordinance No....., Bill No....., approved....., hereby grants to COUNTY OF SAN MATEO, party of the second part, hereinafter referred to as County, a surface right of way easement to construct, maintain and use a county road over cer-

tain real property situated in the County of San Mateo, State of California, conveyed to the City by Spring Valley Water Company by deed recorded March 3, 1930, in Book 491, at page 1. Official Records of San Mateo County, included within the boundaries of the following described parcel of land:

A portion of that certain 19,829 acre tract of land lying and being in the County of San Mateo, State of California, conveyed by Spring Valley Water Company to the City and County of San Francisco by deed recorded March 3, 1930, in Volume 491 of Official Records at pages 1 to 106 inclusive, San Mateo County Records, designated therein as Parcel No. 31, the particular portion of said tract hereby affected being bounded on the Northwest by the 139.7 acre tract of land conveyed from Hannibal and Mary Pullen to the County of San Mateo by deed recorded May 8, 1876, in Volume 26 of Deeds at page 193, San Mateo County Records, and on the Northeast by those certain subdivisions entitled "Map of Subdivision No. 8, Belmont Country Club Properties," and "Map of Subdivision No. 10, Belmont Country Club Properties," filed for record respectively on December 24, 1926, in Volume 14 of Maps at pages 65 to 68 inclusive, and on March 24, 1927, in Volume 15 of Maps at pages 29 to 38 inclusive, San Mateo County Records, said lands proposed to be acquired being more particularly described as follows, to-wit:

Beginning at a point in the center line of the Public Highway known as Ralston Avenue Cut-off at County Engineer's Station "H" 83+92.22 P. O. T. equating with County Engineer's Station "L" 0+00.00 B. C., said point being distant North 87° 50' 20" East 387.66 feet from the most southerly corner of that certain 139.7 acre tract of land conveyed from Hannibal and Mary Pullen to County of San Mateo by deed recorded May 8, 1876, in Volume 26 of Deeds at page 193, San Mateo County Records; thence from said point of beginning North 15° 49' 30" West 50.00 feet; thence on a curve to the left, tangent to a line which bears North 74° 10' 30" East, said curve having a radius of 550 feet and a central angle of 26° 32', an arc distance of 254.70 feet; thence North 47° 38' 30" East 778.14 feet; thence North 42° 21' 30" West 40.00 feet; thence North 47° 38' 30" East 450.92 feet; thence on a curve to the right, tangent to last mentioned course, said curve having a radius of 1290 feet and a central angle of 4° 26' 30", an arc distance of 100.00 feet; thence South 37° 55' East 40.00 feet; thence on a curve to the right, tangent to a line which bears North 52° 05' East, said curve having a radius of 1250 feet and a central angle of 42° 59', an arc distance of 937.75 feet; thence North 5° 04' East 10.00 feet; thence on a curve to the right, tangent to a line which bears South 84° 56' East, said curve having a radius of 1260 feet and a central angle of 5° 20', an arc distance of 117.29 feet; thence South 79° 36' East 188.11 feet; thence South 10° 24' West 10.00 feet; thence South 79° 36' East 95.69 feet to a point in the line dividing the lands of the grantor and the lands shown on "Map of Subdivision No. 10, Belmont Country Club Properties," recorded March 24, 1927, in Volume 15 of Maps, pages 29 to 38 inclusive, San Mateo County Records, said point being distant South 49° 28' East 925.93 feet from a 2" iron pipe at the intersection of said line with the southeasterly line of the said 137.9 acre tract of land; thence along said dividing line South 49° 28' East 99.60 feet to a point in the center line of said proposed Public Highway at County Engineer's Station "L" 29+81.83 P. O. T.; thence continuing along said dividing line South 49° 28' East 99.60 feet; thence leaving said dividing line North 79° 36' West 317.97 feet; thence South 10° 24' West 15.00 feet; thence North 79° 36' West 138.11 feet; thence North 10° 24' East 15.00 feet; thence on a curve to the left, tangent to a line which bears North 79° 36' West, said curve

having a radius of 1150 feet and a central angle of  $52^{\circ} 45' 30''$ , an arc distance of 1058.93 feet; thence South  $47^{\circ} 38' 30''$  West 56.92 feet; thence South  $42^{\circ} 21' 30''$  East 25.00 feet; thence South  $47^{\circ} 38' 30''$  West 1050 feet; thence North  $42^{\circ} 21' 30''$  West 25.00 feet; thence South  $47^{\circ} 38' 30''$  West 122.14 feet; thence on a curve to the right, tangent to last mentioned course, said curve having a radius of 650 feet and a central angle of  $26^{\circ} 32'$ , an arc distance of 301.01 feet; thence North  $15^{\circ} 49' 30''$  West 50.00 feet to the point of beginning.

Containing 8.07 acres more or less.

The County shall have the right to extend and maintain culverts and the slopes of cuts and fills of said highway and connections thereto outside of the above described parcel of land, if necessary.

This grant is made subject to the abandonment by the County of the present county road leading from the northeasterly boundary line of Parcel No. 31, hereinbefore mentioned, to the Canada Road, the hereinabove described road taking the place of aforesaid present county road, and this deed shall not become effective until such abandonment proceedings have been completed by the County and title to said present county road is vested in the City. Said present county road is described as follows:

All that portion of the old County Road from Belmont to Crystal Springs, known as Route 5, Section 2, San Mateo County Highways, 60 feet in width, lying 30 feet on either side of the following described center line, over and through that certain tract of land containing 19,829 acres more or less, described as Parcel No. 31 in deed from Spring Valley Water Company to City and County of San Francisco, filed for record March 3, 1930, in Volume 491 of Official Records at pages 1 to 106 inclusive, San Mateo County Records, the particular portion of said tract of land hereby affected being bounded on the Northwest by that certain 139.7 acre tract of land conveyed from Hannibal and Mary Pullen to the County of San Mateo by deed recorded May 8, 1876, in Volume 26 of Deeds at page 193, San Mateo County Records, and on the Northeast by those certain subdivisions entitled "Map of Subdivision No. 8, Belmont Country Club Properties," and "Map of Subdivision No. 10, Belmont Country Club Properties," filed for record respectively on December 24, 1926, in Volume 14 of Maps at pages 65 to 68 inclusive, and on March 24, 1927, in Volume 15 of Maps at pages 29 to 38 inclusive, San Mateo County Records, the center line of said right of way proposed to be relinquished being more particularly described as follows, to-wit:

Beginning at a point in the center line of the County Road known as Route 5, Section 2 above mentioned, at County Engineer's Station 117+40.01 P. O. C. of the survey of said County Road, said point of beginning being on the line dividing the property of the City and County of San Francisco from Subdivisions No. 8 and No. 10, Belmont Country Club Properties, distant thereon South  $49^{\circ} 28'$  East 1132.17 feet from a 2 inch iron pipe at the intersection of said dividing line with the Southeasterly line of the 139.7 acre tract of the County of San Mateo (Relief Home Property) above mentioned; thence from said point of beginning on a curve to the left, tangent to a line which bears South  $83^{\circ} 13' 15''$  West, said curve having a radius of 200 feet and a central angle of  $31^{\circ} 13' 15''$ , an arc distance of 108.98 feet; thence South  $52^{\circ} 00'$  West 62.63 feet; thence on a curve to the right having a radius of 120 feet and a central angle of  $81^{\circ} 54'$ , an arc distance of 171.53 feet; thence North  $46^{\circ} 06'$  West 195.77 feet; thence on a curve to the left having a radius of 200 feet and a central angle of  $44^{\circ} 02'$ , an arc distance of 153.71 feet; thence South  $89^{\circ} 52'$  West 21.91 feet; thence on a curve to the left having a radius of 450 feet and a central angle of  $27^{\circ} 07'$ , an arc distance of 212.97 feet;

thence South  $62^{\circ} 45'$  West 120.60 feet; thence on a curve to the right having a radius of 200 feet and a central angle of  $33^{\circ} 00'$ , an arc distance of 115.19 feet; thence North  $84^{\circ} 15'$  West 14.14 feet; thence on a curve to the left having a radius of 100 feet and a central angle of  $112^{\circ} 59'$ , an arc distance of 197.19 feet; thence South  $17^{\circ} 14'$  East 40.63 feet; thence on a curve to the left having a radius of 200 feet and a central angle of  $37^{\circ} 10'$ , an arc distance of 129.74 feet; thence South  $54^{\circ} 24'$  East 7.27 feet; thence on a curve to the right having a radius of 90 feet and a central angle of  $92^{\circ} 06'$ , an arc distance of 144.67 feet; thence South  $37^{\circ} 42'$  West 122.38 feet; thence on a curve to the right having a radius of 100 feet and a central angle of  $46^{\circ} 57'$ , an arc distance of 81.94 feet; thence South  $84^{\circ} 39'$  West 40.78 feet; thence on a curve to the left having a radius of 200 feet and a central angle of  $35^{\circ} 13'$ , an arc distance of 122.93 feet; thence South  $49^{\circ} 26'$  West 176.07 feet; thence on a curve to the right having a radius of 80 feet and a central angle of  $107^{\circ} 06'$ , an arc distance of 149.54 feet; thence North  $23^{\circ} 28'$  West 122.36 feet; thence on a curve to the left having a radius of 150 feet and a central angle of  $57^{\circ} 23'$ , an arc distance of 150.23 feet; thence North  $80^{\circ} 51'$  West 104.25 feet; thence on a curve to the left having a radius of 150 feet and a central angle of  $55^{\circ} 47'$ , an arc distance of 146.04 feet; thence South  $43^{\circ} 22'$  West 229.93 feet; thence on a curve to the left having a radius of 500 feet and a central angle of  $6^{\circ} 20'$ , an arc distance of 55.27 feet; thence South  $37^{\circ} 02'$  West 333.68 feet to a point known as Engineer's Station 152+72.49 P. O. T. equating with Engineer's Station 153+22.49 B. C., said point being distant South  $76^{\circ} 27' 20''$  West 636.42 feet from the most southerly corner of the 139.7 acre tract of land of the County of San Mateo hereinbefore mentioned.

Containing 4.87 acres of land more or less.

Saving and excepting therefrom that portion of the above described lands lying within the boundaries of the lands to be acquired by the County of San Mateo from the City and County of San Francisco for a proposed public highway.

This conveyance is also made subject to the following reservations and conditions:

1. The City its successors and assigns shall have the right at all times hereafter to construct, reconstruct, operate, maintain, use, repair, renew, replace, remove, increase and/or change the number and size of pipes, pipe lines and/or conduits for the transmission, distribution and/or sale of water, or for other public utilities of the City, with the usual and necessary appliances and appurtenances attached thereto or connected therewith, under and along or over the lands herein described; provided that the City, before commencing any operation within the scope of said rights so reserved shall notify the County of the fact and the nature of the work intended to be done, in order that the County may suggest changes therein or may make other recommendations in connection therewith, said suggestions or recommendations to be advisory and shall not bind the City. Any paving or surfacing of said county road removed or damaged in any construction or repair work by the City shall be restored by the City at its expense to the same condition as existed immediately prior to such work.

2. The County shall at its own expense construct and maintain a county road over and upon the lands hereinabove described and shall forever hold the City free from any obligation, liability and/or expense in connection with the construction, reconstruction, maintenance or repair of said road, the necessity for which construction, reconstruction, maintenance or repair shall result from any cause whatsoever, except when such con-

struction, reconstruction, and maintenance or repair shall result from the City's exercise of its rights herein reserved.

3. The easement of right of way hereby granted is and shall be for a county road only, and the County shall not grant any rights in the lands herein described to any person, firm, corporation, municipality or other public body without the written consent and approval of the City first had and obtained.

4. The County shall not construct any sub-surface drainage, culverts or other permanent structures on the land herein described in such manner or location that said subsurface drainage, culverts or structures shall interfere with the free and unobstructed exercise of the rights herein reserved to the City.

5. The County shall construct a road to connect with the existing private road of the San Francisco Water Department leading to the Devonshire Hills, said road to be constructed in a manner satisfactory to and subject to the approval of the Chief Engineer and General Manager of the San Francisco Water Department.

6. The County shall fence both sides of the right of way to be conveyed, with the San Francisco Water Department's standard fencing, consisting of metal posts with six strands of barbed wire and wire gates where necessary. The south side of said right of way shall be fenced before removing the present fence and temporary fences shall be constructed on the north side of the right of way whenever it is necessary to destroy the present fence to carry on work, to the end that the County shall at all times use every means necessary to protect the adjoining lands of the Water Department from trespass. All of said fences and gates shall be constructed by the County in a manner satisfactory to and subject to the approval of the General Manager and Chief Engineer of the San Francisco Water Department.

7. The County shall remove all pavement, fences or other structures from the unused portions of the old highway and leave the ground in a satisfactory condition. All fencing removed shall be placed in neat and orderly stacks at locations accessible from the road.

8. The County, its representatives, officers, agents, employees, contractors and licensees will not at any time commit any act upon the lands of the City through and over which said county road is located which will in any wise tend to contaminate or impair the potability of the waters of the Crystal Springs Reservoir, and/or any of the streams, the waters of which run into said reservoir; the sanitation and sanitary arrangements shall at all times be in accordance with the direction of and subject to the approval of the General Manager and Chief Engineer of the San Francisco Water Department and the Board of Health of the County of San Mateo and the California State Board of Health, and the County shall abide by such regulations; and all ordinances, regulations and laws for the protection of water supplied for domestic and other purposes shall be observed by all persons engaged in the construction of said road.

9. The County agrees to pay any damages to the City and/or its tenants occurring to crops or live stock on said right of way and on adjoining lands, resulting from the construction, maintenance or operation of said road on said right of way by the County.

10. In case of breach by the County of any of the terms and



conditions of this deed, all rights hereunder shall cease at the option of the City, whereupon the County shall surrender possession of the property to the City.

Approved as to form by the City Attorney.

Approved by the Director of Property.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**Amending Section 1 and Section 3 of Ordinance No. 9.051526 Entitled "Establishing Revolving Funds for the Recorder and Providing for the Operation of Said Funds and Appropriating the Moneys Therefor" and Authorizing a Supplemental Appropriation.**

(Series of 1939)

Bill No. 408, Ordinance No. ...., as follows:

Amending Section 1 and Section 3 of Ordinance No. 9.051526 entitled "Establishing Revolving Funds for the Recorder and Providing for the Operation of Said Funds and Appropriating the Moneys Therefor" and authorizing a supplemental appropriation.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 1 of Ordinance No. 9.051526 is hereby amended to read as follows:

"Sec. 1. There are hereby established the following revolving funds for the Recorder:

(a) The Recorder's Change Fund, the amount of which shall not exceed \$50.00.

(b) The Recorder's Revolving Fund, the amount of which shall not exceed \$100.00."

Sec. 2. Section 3 of Ordinance No. 9.051526 is hereby amended to read as follows:

"Sec. 3. The Recorder's Revolving Fund shall be used to pay expenses incident to the conduct of the Recorder's office which cannot be conveniently paid by warrants drawn upon the Treasurer of the City and County, and for the purpose of advancing the legally prescribed recording fees in connection with the recording of instruments to which the United States is a party."

Sec. 3. There is hereby appropriated from the surplus existing in appropriation No. 930.101.00—1939-40 Annual Appropriation Ordinance the sum of \$50.00 for the purposes recited herein.

Recommended by the Recorder.

Recommended by the Director of Finance and Records.

Recommended by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to Funds Available by the Controller.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.



**Adopted**

The following recommendation of the Finance Committee was taken up:

**Clerks for Official Canvass of Votes Cast at General Municipal and State Special Election, Tuesday, November 7, 1939.**

(Series of 1939)

Resolution No. 628, as follows:

Resolved, That pursuant to Section 7921 of the Elections Code of the State of California, the Registrar of Voters is hereby directed to proceed immediately to canvass the returns of the General Municipal and State Special Election held on Tuesday, November 7, 1939, and that the following clerks are designated to serve on the said canvass:

C. H. King	B. Perkins
E. R. Faucompre	H. Ormsby
W. E. Monahan	A. Drady
E. Sheble	E. Tronnes
M. Fahey	C. Steele
R. Tyson	A. Garnett
R. Brumbine	A. Remley
C. Mayhood	A. Doherty
J. Duffy	B. Hanson
E. Egan	E. Parker
M. Hause	I. Smith
E. White	L. Sowers
J. Carraille	E. Kearns
N. Doyle	L. Chapman
R. Anglemler	C. Fuller
F. Peterson	J. Hartsough
J. Deasy	M. O'Connor
L. Flynn	H. Walsh
B. Lennes	K. Butler
B. Dahlberg	I. Massing
S. Witchie	Q. Owensby
B. McWhirter	H. Lansing
E. Benner	

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**Passage for Second Reading**

The following recommendation of the Finance Committee was taken up:

**Authorizing the Recreation Department of the City and County of San Francisco to Acquire Membership in Certain Organizations and Authorizing the Fees for Said Memberships to be Paid From the Funds of the Recreation Commission.**

(Series of 1939)

Bill No. 410, Ordinance No. ...., as follows:

Authorizing the Recreation Department of the City and County of San

Francisco to acquire membership in certain organizations and authorizing the fees for said memberships to be paid from the funds of the Recreation Commission.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The Recreation Department of the City and County of San Francisco is hereby authorized to acquire membership in the following associations and organizations:

(a) American Association of Museums, Washington, D.C., at a cost of \$10.00 per year;

(b) Women's Division, National Amateur Athletic Federation, New York City, at a cost of \$5.00 per year;

(c) National Recreation Association, New York City, no fixed dues;

(d) Northern California Drama Association, San Francisco, at a cost of \$1.50 per year;

(e) California Conference of Social Work, San Francisco, at a cost of \$10.00 per year;

(f) American Association for Health and Physical Education, Ann Arbor, Michigan, at a cost of \$5.00 per year.

Representative or representatives of the Recreation Department is or are authorized to attend the meetings of the associations mentioned in subdivisions (c), (d), (e) and (f) when funds for that purpose are made available.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

### Passage for Second Reading

The following recommendation of Joint Streets and Finance Committee was taken up:

#### Changing Sidewalk Widths on Eureka Street Between 17th Street and 23rd Street

(Series of 1939)

Bill No. 409, Ordinance No. ...., as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered Twelve Hundred and Thirty-four (1234).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office October 3, 1939, by adding thereto a new

section to be numbered Twelve Hundred and Thirty-four (1234) to read as follows:

Section 1234.

The width of sidewalks on Eureka Street between Seventeenth Street and Twenty-third shall be 10 feet.

Approved as to form by the City Attorney.

*October 16, 1939—Referred by Board to Joint Finance and Streets Committee.*

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

### Consideration Postponed

The following recommendation of Fire, Safety and Police Committee was taken up:

**Amendment to S. F. Municipal Code Adding a New Article, Numbered 23, Relating to Inspection and Regulation of Paint and Lacquer Spraying Shops.**

(Series of 1939)

Bill No. 283, Ordinance No....., as follows:

An ordinance adding Article 23 with Table of Contents to Chapter IV (Fire Code), Part II, San Francisco Municipal Code, providing for the inspection and regulation of paint and lacquer spraying shops in the City and County of San Francisco; defining certain terms used in said Article; authorizing the chief of the Division of Fire Prevention and investigation of the Fire Department of the City and County of San Francisco to adopt, promulgate, and enforce rules and regulations governing such inspection; providing for the issuance of permits by the Chief of the Division of Fire Prevention and Investigation, subject to the prior approval of the City Planning Commission, the Chief of the Department of Electricity, and the Director of Public Health, to conduct such paint and lacquer spraying shop; providing for the payment and collection of fees to defray the cost of such inspection; providing for payment of license fee; providing for revocation or suspension of permit; providing for posting of permit and license; providing for enforcement; providing for exemptions; making violation of this Article a misdemeanor; and repealing conflicting provisions.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Article 23 with Table of Contents is hereby added to Chapter IV, Part II, San Francisco Municipal Code, to read as follows:

### Article 23

#### Paint and Lacquer Spraying Shops

Sec. 950. Definitions.

- (a) Chief.
- (b) City Planning Commission.
- (c) Department of Electricity.
- (d) Department of Public Health.

- (e) Mixing bench.
- (f) Paint and lacquer materials.
- (g) Paint shop.
- (h) Person.
- (i) Spray room.
- (j) Storage room.
- (k) Tax Collector.

Sec. 951. Rules and regulations to be adopted by Chief.

Sec. 952. Prohibitions and requirements.

Sec. 953. Operation, etc., of paint shop unlawful without permit.

Sec. 954. Future establishment—Application for permit—Investigation fee.

Sec. 955. Existing establishment—Application for permit—Investigation fee.

Sec. 956. Investigation fee in addition to all other fees.

Sec. 957. Application to be acted upon within ten days—Fee retained by Division.

Sec. 958. Proceedings on receipt of application.

Sec. 959. Proceedings on disapproval of application.

Sec. 960. Issuance or denial of permit.

Sec. 961. Notice of granting or denial of permit.

Sec. 962. Proceedings on issuance of permit—License fee—Issuance of license.

Sec. 963. No refund on discontinuance of paint shop.

Sec. 964. Permit and license not transferable.

Sec. 965. Application for renewal of permit—Fee—Same procedure.

Sec. 966. Proceedings on revocation or suspension of permit.

Sec. 967. Notice of revocation, suspension or reinstatement of permit.

Sec. 968. Posting of permit and license.

Sec. 969. Enforcement—Authority of inspectors.

Sec. 970. Exemption.

Sec. 971. Violation a misdemeanor.

Sec. 972. Repeal.

Sec. 950. Definitions. As used in this Article, the following terms and words shall have the following respective meanings or applications:

(a) *Chief*. The word "Chief" shall mean the Chief of the Division of Fire Prevention and Investigation of the Fire Department of the City and County of San Francisco;

(b) *City Planning Commission*. The term "City Planning Commission" shall apply to such commission of the City and County of San Francisco;

(c) *Department of Electricity*. The term "Department of Electricity" shall apply to such department of the City and County of San Francisco;

(d) *Department of Public Health*. The term "Department of Public Health" shall apply to such department of the City and County of San Francisco;

(e) *Mixing Bench*. The term "mixing bench" shall mean a bench or table in a paint shop whereupon paint or lacquer materials are mixed, combined or prepared for application;

(f) *Paint and Lacquer Materials*. The term "paint and lacquer materials" shall mean all inflammable and combustible material used in the process of painting, spraying, finishing and refinishing;

(g) *Paint Shop.* The term "paint shop" shall mean a shop where spraying of paint or lacquer materials is permanently established on the premises;

(h) *Person.* The word "person" shall mean any corporation, association, syndicate, joint stock company, partnership, club, Massachusetts business or common law trust, society or individual;

(i) *Spray Room.* The term "spray room" shall mean a room or booth or any division of a paint shop separated from the remainder of the paint shop by fire-resistant materials approved by the Division of Fire Prevention and Investigation;

(j) *Storage Room.* The term "storage room" shall mean any room or compartment in a paint shop wherein any paint or lacquer materials are regularly stored or kept;

(k) *Tax Collector.* The term "Tax Collector" shall apply to such official of the City and County of San Francisco.

Sec. 951. *Rules and Regulations to Be Adopted by Chief.* The Chief is hereby authorized to adopt, promulgate and enforce such rules and regulations relative to paint shops as will enable the division of Fire Prevention and Investigation to enforce and carry out the meaning and intent of this Article.

Sec. 952. *Prohibitions and Requirements.* (a) No paint shop shall hereafter, from the effective date of this Article, be established in any building other than a "Class A," "Class B," "Class C" building or a building of "Mill Construction," as defined by the provisions of Articles 11, 12, 13 and 14, Chapter I, Part II, San Francisco Municipal Code. If hereafter established in a "Class C" or "Mill Construction" building, the ceiling shall be of not less than three-quarters ( $\frac{3}{4}$ ) inch plaster on metal lath, and the floor shall be of cement at least two (2) inches thick, or other approved fire resistive material.

(b) No paint shop shall hereafter be established in any building which is used or occupied in whole or in part as a residence, dwelling, hotel, or apartment house, as defined by the California State Housing Act; or as a hospital, theater, or place of public assemblage. "Paint shop," as defined in this Article, shall not apply to any building or structure, or any portion thereof, in the course of construction, alteration or repair. Provided, however, that nothing in this section contained shall prevent the owner or occupant of any hotel or apartment house from spraying furniture, under such regulations as may be provided by the Chief when said furniture is actually used in said hotel or apartment house.

(c) No paint shop shall be established hereafter below the level of the ground floor of any building other than of "Class A" or "Class B" construction.

(d) All windows in paint shops hereafter established shall be of wire glass in metal frames and sash or wooden frame and sash covered with metal, except windows facing a street or public space. The glazing of skylights shall be as approved by the Division of Fire Prevention and Investigation.

(e) Every paint shop shall have the following accommodations conveniently located to the paint shop for employees: toilet, running water for drinking purposes, and general sanitary conditions that meet the requirements of the Department of Public Health.

(f) No spraying of paint or lacquer materials shall be conducted within a paint shop except in a spray room; provided, however, the Chief may at his discretion issue a written permit to the owner or operator of a paint shop to do minor spraying within said paint shop outside of said spray room. Said permit shall be revocable at the discretion of the Chief without the necessity of a public hearing.

(g) No open flame or spark-emitting device of any kind shall be permitted to be used in any storage room or spray room or paint shop, or in close proximity to any spraying operation. Only indirect heating systems, approved by the City and County of San Francisco, shall be used for heating purposes.

(h) Every spray room shall be equipped with fans capable of changing the air in such spray room every six (6) minutes. The number of fans, inlet and exhaust ducts required, and the location of same, shall be determined jointly by the Division of Fire Prevention and Investigation and the Department of Public Health.

(i) The construction and design of all fans and the installation of all electrical devices and appliances in paint shops and spray rooms shall be approved by the Department of Electricity.

(j) The spraying of paint or lacquer materials shall not be conducted unless the fan or fans are in operation; and said fan or fans shall continue to remain in operation until the conclusion of such spraying.

(k) The amount of paint or lacquer material stored or kept, and the manner of its storage in a spray room or storage room, shall be prescribed and approved by the Division of Fire Prevention and Investigation.

(l) A mixing bench shall be permitted in each spray room, provided that such bench shall have a working surface covered with sheet zinc or nonsparking or absorbing material. A limited amount of paint and lacquer material shall be permitted to remain on such bench for the purpose of mixing or the matching of color. Such bench shall be kept clean and free from accumulated drippings, waste paint or lacquer. Tightly fitting metal covers shall be provided for all containers.

(m) Metal waste cans with self-closing covers shall be provided, not less than one (1) for each spray room, to accommodate rags and other waste.

(n) Signs containing the words "SMOKING STRICTLY PROHIBITED" in black letters not less than three (3) inches in height upon a white background shall be conspicuously displayed in storage and spray room.

(o) Each paint shop shall be equipped with fire extinguishers of such number and kind, and so located, as shall be determined by the Division of Fire Prevention and Investigation; but in no case shall there be less than two (2) of said fire extinguishers. At least one (1) barrel of clean dry sand containing a scoop, or at least four (4) metal buckets of clean dry sand, shall be kept on the premises at all times.

(p) Every sprayman or painter shall be provided with a mask while spraying, which mask shall be of a type approved by the Department of Public Health.

(q) Every spray room and storage room shall be kept free from all unnecessary combustible materials.

(r) The use of sawdust for absorbing waste material or for cleaning of floors is strictly prohibited.

(s) Whenever any paint or lacquer material is to be sprayed or applied to a motor vehicle, or parts thereof, the battery of said motor vehicle shall be disconnected and shall remain disconnected until such time as the room has been cleared of vapor.

Sec. 953. *Operation, etc., of Paint Shop Unlawful Without Permit.* It shall be unlawful for any person to conduct, operate or maintain a paint shop, as defined in Section 950 of this Article, without first obtaining a permit so to do as set forth in this Article.

Sec. 954. *Future Establishment—Application for Permit—Investigation Fee.* Every person desiring to establish, conduct, or operate a



paint shop in the City and County of San Francisco, shall make application for a permit so to do to the Division of Fire Prevention and Investigation on forms provided by the Division of Fire Prevention and Investigation, and shall pay to the Division of Fire Prevention and Investigation a fee of Thirteen (\$13.00) Dollars in advance to cover the cost to the City and County of San Francisco of the necessary investigations provided for in this Article prior to the approval or disapproval of said application.

Sec. 955. *Existing Establishment—Application for Permit—Investigation Fee.* Any person engaged in the business of conducting or operating a paint shop in the City and County of San Francisco prior to the effective date of this Article, and who desires to continue the conducting or operation of said paint shop, shall make application for a permit so to do as provided in Section 954 within thirty (30) days subsequent to the effective date of this Article and shall pay the fee as set forth in Section 954 of this Article.

Sec. 956. *Investigation Fee in Addition to All Other Fees.* The investigation fee shall be in addition to any and all fees required to be paid by any provision of the San Francisco Municipal Code for the erection or alteration of any such paint shop or the installation of any equipment therein.

Sec. 957. *Application to Be Acted Upon Within Ten Days—Fee Retained by Division.* An application for a paint shop permit shall be acted upon within ten (10) days after the filing of such application and the fee collected shall be retained by the Division of Fire Prevention and Investigation whether the permit is granted or denied or the application cancelled upon request of the applicant.

Sec. 958. *Proceedings on Receipt of Application.* Upon receipt of an application provided for in this Article, the Chief shall cause to be investigated the facts as set forth in the application and the premises for which the permit is requested. The Chief shall cause to be forwarded copies of said application to the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity for investigation by their respective departments as to whether the ordinances, rules, and regulations of the City and County of San Francisco, pertaining to their departments, are complied with. The City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity shall after such investigation either approve or disapprove such application and return same within seven (7) days after receipt with such endorsement thereon to the Division of Fire Prevention and Investigation. If the application is disapproved the reason or reasons for such disapproval shall be stated.

Sec. 959. *Proceedings on Disapproval of Application.* In the event that the application for a paint shop permit is disapproved, the Chief shall give the reason for such disapproval. Upon receiving such written notice from the Chief, such person shall have the opportunity of correcting such conditions in and about the premises wherein the paint shop is located and the equipment used therein as have been decided hazardous. This work shall be completed within thirty (30) days after receipt of such written notice, and if said conditions have been corrected to the satisfaction of the departments involved said permit may be issued.

Sec. 960. *Issuance or Denial of Permit.* The Chief may issue a permit to said applicant, subject to the above approval of the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity as above provided, which permit shall be serially numbered and shall expire on June 30 of the current fiscal year; or, in the exercise of sound discretion, he may deny said permit.

Sec. 961. *Notice of Granting or Denial of Permit.* The Chief shall cause to be forwarded to the City Planning Commission, the Director

of Public Health, and the Chief of the Department of Electricity written notice of his granting or denial of the permit.

*Sec. 962. Proceedings on Issuance of Permit—License Fee—Issuance of License.* When any permit is issued under the provisions of this Article, the Chief shall cause said permit to be forwarded to the office of the Tax Collector for delivery to the permittee upon the payment of an annual license fee of Eight and 50/100 (\$8.50) Dollars in advance to defray the cost to the City and County of San Francisco of the necessary inspection and regulation as provided for in this Article.

The Tax Collector shall issue a license for each paint shop for which the fee was paid, showing thereon: (a) Name and address of the permittee. (b) Address of the paint shop. (c) Number of the permit. (d) Expiration date of the license, which date shall be the expiration date of the permit.

Any person establishing, conducting or operating a paint shop subsequent to January 1 of any year shall pay one-half of the annual fee provided for that fiscal year.

*Sec. 963. No Refund on Discontinuance of Paint Shop.* If the paint shop is discontinued no refund shall be made.

*Sec. 964. Permit and License Not Transferable.* The permit and license provided for in this Article shall not be transferable.

*Sec. 965. Application for Renewal of Permit—Fee—Same Procedure.* Application for renewal of a permit shall be made in the same manner as provided for the original application for a permit, and shall be made within thirty (30) days prior to the expiration of the current permit and shall be accompanied by a fee of One and 50/100 Dollars, which fee shall be retained by the Division of Fire Prevention and Investigation whether the permit is granted or denied or the application is cancelled upon request of the applicant. The same procedure as set forth in Sections 958 and 959 of this Article shall be followed.

*Sec. 966. Proceedings on Revocation or Suspension of Permit.* After written notice to the permittee and after due and proper hearing the Chief shall have the power to revoke or suspend any permit issued under the provisions of this Article for violation by the permittee, or by any of the permittee's servants, agents, or employees, of any of the provisions of this Article, or when the Chief shall determine that the permittee in the use thereof is violating or attempting to violate the provisions of the San Francisco Municipal Code or any rule or regulation of the City and County of San Francisco or any department thereof; or if in the opinion of the Chief it is deemed necessary for the protection of the public.

*Sec. 967. Notice of Revocation, Suspension or Reinstatement of Permit.* The Chief shall cause to be forwarded to the Tax Collector, the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity written notice of any revocation, suspension, or reinstatement of any permit provided for in this Article.

*Sec. 968. Posting of Permit and License.* Every permit and license issued under the provisions of this Article shall be plainly posted in a conspicuous place for the public to see, on the premises for which the permit and license was issued.

*Sec. 969. Enforcement—Authority of Inspectors.* It shall be the duty of the Chief to ascertain that all of the provisions of this Article, the San Francisco Municipal Code and all rules or regulations of the City and County of San Francisco or any department thereof pertaining to paint shops and the equipment used therein are strictly complied with, and for that purpose the inspectors or representatives of the Division

of Fire Prevention and Inspection, the Department of Public Health, and the Department of Electricity shall have access to any paint shop at any reasonable hour.

Sec. 970. *Exemption.* Section 16. Every person paying the fees provided for in this Article shall be exempt from the provisions of Section 149, Part III, San Francisco Municipal Code, in so far as such paint shops are concerned.

Sec. 971. *Violation a Misdemeanor.* Any person violating the provisions of this Article shall be guilty of a misdemeanor.

Sec. 972. *Repeal.* Any and all provisions of the San Francisco Municipal Code, or parts thereof, in conflict with the provisions of this Article, are hereby repealed but only to such extent as conflict may exist.

*October 30—Consideration postponed until November 6, 1939, on motion by Supervisor Mead.*

*November 6, 1939—Consideration postponed until November 13, 1939, on motion by Supervisor Brown, seconded by Supervisor Uhl.*

#### Adopted

The following recommendations of Public Buildings, Lands and City Planning Committee were taken up:

**Rezoning Northerly Side of 19th Street From Lapidge Street to 235 Feet Westerly Therefrom, From Light Industrial District to Second Residential District.**

(Series of 1939)

Resolution No. 629, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2072, passed October 19, 1939, reading as follows:

Whereas, Section 117 of the Charter provides that the City Planning Commission may, on its own motion, propose changes in the zoning classification of property; and

Whereas, The City Planning Commission, on its own motion, after due and legal notice first being given, held a public hearing on its proposal to change the zoning classification of the property hereinafter described from the Light Industrial District to the Second Residential District; and

Whereas, After due deliberation, the City Planning Commission considers it to be in the public interest to effect such proposed change as aforesaid; now, therefore, be it

Resolved, That Section 7 of the Use of Property Zone Maps, constituting a part of the Building Zone Ordinance, be, and the same is hereby changed so as to place the northerly side of 19th Street, commencing at Lapidge Street and running thence westerly 235 feet; and extending to the depths of the rear lot lines of the lots fronting thereon in the Second Residential District instead of the Light Industrial District;

is hereby approved.

*October 30, 1939—Consideration continued one week.*

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**Rezoning Easterly Side of Guerrero Street From 19th Street to 49 Feet 6 Inches Northerly Therefrom, From Light Industrial to Commercial District.**

(Series of 1939)

Resolution No. 630, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2073, passed October 19, 1939, reading as follows:

Whereas, Section 117 of the Charter provides that the City Planning Commission may, on its own motion, propose changes in the zoning classification of property; and

Whereas, The City Planning Commission, on its own motion, after due and legal notice first being given, held a public hearing of its proposal to change the zoning classification of the property hereinafter described from the Light Industrial District to the Commercial District; and

Whereas, After due deliberation, the City Planning Commission considers it to be in the public interest to effect such proposed change as aforesaid; now, therefore, be it

Resolved, That Section 7 of the Use of Property Zone Maps, constituting a part of the Building Zone Ordinance, be, and the same is hereby changed so as to place the easterly side of Guerrero Street, commencing at 19th Street and running thence northerly 49 feet 6 inches and extending to a uniform depth of 105 feet in the Commercial District instead of the Light Industrial District; is hereby approved.

*October 30, 1939—Consideration continued one week.*

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**Re-reference to Committee**

The following recommendation of the Public Buildings, Lands and City Planning Committee was taken up:

**Amending Section 610; Subdivisions (A) and (J) of Section 611, of Article 17, Chapter I, Part II, of The San Francisco Municipal Code.**

(Series of 1939)

Bill No. 411, Ordinance No....., as follows:

An Ordinance amending Section 610; Subdivisions (A) and (J) of Section 611, of Article 17, Chapter I, Part II, of The San Francisco Municipal Code, by decreasing the seating capacity of moving picture theatres.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 610; and Subdivisions (A) and (J) of Section 611, of Article 17, Chapter I, Part II, of The San Francisco Municipal Code, are hereby amended to read as follows:

Section 610. *Theatre Construction Required.* All places of amusement hereafter to be constructed, erected or altered wherein moving pictures are exhibited for public entertainment, and where an admission fee is charged, having a seating capacity of *Three Hundred (300) or more persons, shall be built and constructed to conform to all laws, conditions and requirements now existing or hereafter to come in force and effect relating to theatres and places where theatrical or operatic performances are given.*

Section 611. *Construction.* All such places of amusement hereafter to be constructed, erected or altered, wherein moving pictures are exhibited for public entertainment, and where an admission fee is charged, having a seating capacity of *less than Three Hundred (300) persons, shall be built and constructed in accordance with the following laws, conditions and requirements, to-wit:*

(a) All such places of amusements must be and shall only be contained in "Class A," "Class B," or "Class C" buildings.

(b) All such places of amusement not contained in "Class A" or "Class B" buildings must have their interior entirely and throughout lined with sheet metal, or metal lathed and plastered. Brick, tile or concrete walls need not be lathed or plastered.

(c) All aisles in the auditorium having seats on both sides of the same shall not be less than three and one-half ( $3\frac{1}{2}$ ) feet in width when the aisles are sixty (60) feet or less in length and not less than four (4) feet in width when the aisles are more than sixty (60) feet in length. Aisles having seats on one (1) side only shall not be less than two and one-half ( $2\frac{1}{2}$ ) feet in width when the aisles are sixty (60) feet or less in length, and not less than three (3) feet in width when the aisles are more than sixty (60) feet in length.

(d) All seats in the auditorium shall be not less than twenty-nine (29) inches from back to back, measured in a horizontal direction, and firmly secured on the floor. No seat in the auditorium shall have more than six (6) seats intervening between it and an isle. No seat nor stool shall be placed in any aisle.

(e) All such places of amusement having a seating capacity of less than three hundred (300) persons shall be equipped with at least one (1)  $1\frac{1}{2}$ -inch galvanized stand pipe in the middle of one (1) side wall of the auditorium. Said stand pipe shall have a  $1\frac{1}{2}$ -inch direct connection with the street main. Attached to said stand pipe there shall be fifty (50) feet of  $1\frac{1}{2}$ -inch hose, and at the end of such hose there shall be a five eighths ( $5/8$ ) inch play pipe.

(f) There must be in the operator's booth a metal ventilating pipe, not smaller than six (6) inches in diameter, which must extend through an exterior wall or roof of the building, or may be connected to a brick or patent chimney. A window opening directly to the outer air may be used in lieu of the above ventilating pipe.

(g) Openings for picture and operator's view shall not be larger than twelve (12) by twelve (12) inches, and must have gravity doors made of No. 14 B. & S. gauge sheet iron arranged to drop freely in heavy metal grooves on inside of booth. Doors to be held in position (open) by fusible links placed in series with a single strand of cord, so arranged that cord will be suspended directly above film when in place in machine, so that in case of ignition of film the link will fuse or cord will burn and allow gravity doors to drop and close openings. There shall be no opening from the operating booth into any closet, storeroom or blind space, and but one (1) exit door.

(h) All electric wiring must conform to the rules of the national code. The operator's cabinet or picture box must be absolutely fireproof and the picture machine must be operated entirely by hand.

The use of a motor to turn the picture machine is hereby strictly prohibited.

(i) No wooden fixtures, benches or appliances, unless same be metal clad and no other inflammable materials not required for the operating of moving picture machines shall be allowed in the operating room.

(j) All such places of amusement shall have at least one (1) frontage on a street, and in such frontage there shall be at least two (2) exits, each of which is to be at least five (5) feet wide.

In addition to such exits on the street there shall be reserved for service in case of emergency, where the seating capacity is one hundred fifty (150) or less, one (1) exit in the rear; where the seating capacity is greater than one hundred fifty (150) and less than three hundred (300), there shall be one exit in the rear and an additional exit in the rear half of the auditorium.

All exits must open into public streets, public or private alleys or into passageways at least five (5) feet wide communicating directly with the streets. Said passageways must have their interiors lined throughout with sheet metal or be metal lathed and plastered. Exits which lead into five-foot interior passageways must have no doors, but may be hung with curtains or portieres. All doors and exits must open outward and be unfastened at all times during which people are assembled. Every exit shall have over the same in the inside, the word "EXIT" painted in legible letters not less than six (6) inches high; over each such exit there shall also be a red light on an independent circuit from all other lights in the building. All courts and passageways shall be lighted during the performance.

(k) There shall be aisles of the width hereinbefore specified, extending the entire length of the auditorium to each and every exit opening into said streets or alleys, or passageways; there shall be space of at least ten (10) feet between front tier of seats and screen or stage; cross aisles leading to side exits shall extend from center aisle to said exits. Where exits are at rear, aisles leading to same shall be of the maximum widths herein prescribed, throughout their entire length.

*October 30, 1939—Consideration postponed for one week.*

*Re-referred to Public Buildings, Lands and City Planning Committee at request of Supervisor Uhl, Chairman.*



**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,  
BILLS AND COMMUNICATIONS NOT CONSIDERED OR  
REPORTED UPON BY A COMMITTEE.**

**Adopted**

The following recommendations of His Honor the Mayor were taken up:

**Leave of Absence, Joseph J. Phillips**

(Series of 1939)

Resolution No....., as follows:

Resolved, That in accordance with the request of His Honor the Mayor, Joseph J. Phillips, Director of Property, is hereby granted a leave of absence for a period not to exceed thirty (30) days from the 9th day of November, 1939, with permission to leave the State.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**Extension of Time for Submission of Application to Federal Works  
Agency United States Housing Authority.**

The following communication was presented and read by the clerk:

October 27, 1939.

My dear Mr. Barry:

Allow me to thank you for your telegram dated October 9, and your letter dated October 18, enclosing copies of Resolution No. 583, in which you mention the action taken by the Board of Supervisors of San Francisco with reference to use of the entire amount of Fifteen Million Dollars (\$15,000,000) earmarked for low-rent housing in your city.

Acknowledgment has been delayed pending full and careful consideration of all the factors involved in this question. I am now most happy to inform you that an extension of time, until January 4, 1940, has been granted to the Housing Authority of the City and County of San Francisco for the submittal of the Applications for Financial Assistance to use the balance of its outstanding earmarking.

May I express to you my appreciation of the interest of the Board of Supervisors in this matter.

Faithfully yours,  
(Sgd.) Nathan Straus  
NATHAN STRAUS,  
Administrator.

Mr. David A. Barry, Clerk,  
The Board of Supervisors of the  
City and County of San Francisco,  
San Francisco, California.

**Committee to Represent San Francisco at Hearings at Santa Rosa,  
November 16, 17 and 18, 1939.**

Supervisor Ratto, following reading of communication from the Redwood Empire Association, Supervisors' Unit, calling attention to meetings of the State Highway Commission at Santa Rosa, November 16, 17 and 18, 1939, moved that the President of the Board appoint a committee to represent San Francisco at said hearings.

No objection and so ordered.

**Acquisition of Golden Gate Bridge by State Highway Commission.**

Communication from California State Highway Commission in reply to request made by Resolution previously adopted by the Board, stating that in addition to necessary State Legislation authorizing the acquisition of the Golden Gate Bridge by the Highway Commission, there were other legal difficulties attendant on such acquisition, was presented and read by the Clerk.

**ADJOURNMENT**

There being no further business, the Board, at the hour of 2:30 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors, November 13, 1939.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,  
City and County of San Francisco.

Vol. 34

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No. 48

Monday, November 13, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco



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# JOURNAL OF PROCEEDINGS

## BOARD OF SUPERVISORS

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MONDAY, NOVEMBER 13, 1939, 2 P. M.

In Board of Supervisors, San Francisco, Monday, November 13, 1939, 2 P. M.

The Board of Supervisors met in regular session.

### CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Brown, McSheehy—2.

Quorum present.

President Warren Shannon presiding.

Supervisor McSheehy excused because of illness.

Supervisor Colman announced that Supervisor Brown was attending a banquet at the Insurance Agents Convention, in Oakland, and would be present as soon as possible. However, Supervisor Brown was noted present immediately after the foregoing statement.

### APPROVAL OF JOURNAL

The Journal of Proceedings of the meeting of November 6, 1939, was considered read and approved.

### Endorsing Reopening of Exposition in 1940, and Pledging Support Therefor

The following resolution, presented by Supervisor Meyer, was taken up out of order, immediately after the first Roll Call:

Resolution No. 637, as follows:

Whereas, The Golden Gate International Exposition focused the attention of the World upon the City and County of San Francisco during its past season and made known to millions of visitors from every land the natural advantages and beauties of this City; and

Whereas, The Exposition attracted over \$70,000,000.00 in new money to this City from February to October, 1939, giving the entire business community a vital increase and affording employment to many thousands of the City's citizens; and

Whereas, The continuance of the Golden Gate Exposition will further the commerce of the City, will give employment to its people, will attract many more millions of people from all of the States of the Union and from many lands; and

Whereas, The people of the City have enthusiastically demonstrated that they desire the Exposition to be reopened for a 1940 season; and

Whereas, The President of the United States has announced his desire that the Exposition be reopened in 1940 and has pledged his

support to the procurement of additional Congressional appropriations for support of the Exposition and further Federal participation; and

Whereas, The best interests of the City and County of San Francisco and its people will be fostered and promoted by a 1940 season of the Golden Gate International Exposition;

Therefore, Be It Resolved, That it be the sense of the Board of Supervisors of the City and County of San Francisco that the Golden Gate International Exposition be reopened in the year 1940; and

Be It Further Resolved, That this Board pledge the whole-hearted support of the City and County government and of this Board to the Exposition in 1940, and that all possible aid and support be given by the City and County of San Francisco; and

Be It Further Resolved, That the City Attorney be directed to appear for the City and County of San Francisco in the proceedings pending in the United States District Court involving San Francisco Bay Exposition, a corporation, and take such steps therein as he may deem advisable to present the view of the City and County that the Exposition shall continue in 1940.

#### Opinion from City Attorney

The Chair, following the presentation and reading of the foregoing Resolution, announced that before he would vote thereon, he would insist upon a written opinion from the City Attorney as to the legality of appropriating a suggested \$250,000 to a private corporation, i. e., the Exposition Company.

Subsequently, the City Attorney, his presence having been requested, ruled that the suggested appropriation was legal, and in order, and cited Section 4056b of the State Political Code to substantiate his opinion. He would be glad to furnish the Board with a written statement to that effect. However, the City Attorney continued, the resolution just presented does not make any definite appropriation.

#### Suspension of the Rules

No objection being offered, the Rules of the Board were suspended, at the request of Supervisor Meyer, for the purpose of immediate consideration of the Resolution.

#### Discussion

Supervisor Uhl objected to passage of the resolution until he had received certain information as to contributions toward the re-opening of the Exposition in 1940, by other counties, especially Los Angeles and Alameda Counties.

Supervisor McGowan, also objected to passage until information had been received from the Exposition Company as to proposed rates of admission to the Exposition, and charges for parking automobiles, pursuant to Resolution previously presented by him.

Supervisors Colman and Meyer urged passage.

#### Recess

However, Supervisor Uhl, having been informed that the information desired by him could probably be obtained at a meeting to be held at the St. Francis Hotel, at 3 P. M., at which the proposed continuation of the Exposition in 1940 was to be considered, and pursuant to suggestion by Supervisor Schmidt, immediately after the convening of the Board at 2 P. M., moved that further consideration of the Resolution be postponed until after the meeting at the St. Francis Hotel, and that the Board resume its regular order of business until 2:55 P. M., at which time it recess, to reconvene at the call of the Chair, at the conclusion of meeting at the St. Francis Hotel.

No objection and so ordered.



### Reconvening of Board

The Board, having recessed at 2:55 P. M., pursuant to motion by Supervisor Uhl, reconvened at 4:15 P. M., and subsequently during the proceedings, other business having been completed, resumed its consideration of resolution pledging support for the reopening of Exposition in 1940.

### Explanation of Votes

Supervisor Uhl, in explanation of his vote on the foregoing resolution, stated he was in sympathy with those persons who wanted to see the Exposition re-opened in 1940, but, on the other hand he was in sympathy with the small taxpayers who are not in favor of an additional five, six or seven cents in the tax rate for the Exposition. In addition to the proposed appropriation of \$250,000, there must be placed in the budget a sufficient amount for police and fire protection at Treasure Island. Continuing, Supervisor Uhl stated that he was amazed that Los Angeles County had not contributed a single dollar toward the re-opening, and he resented the failure of Alameda County so to contribute. He was willing to vote for the same budget items set up in the current budget, but beyond that he would not go.

Supervisor Colman, in reply to statement by Supervisor Uhl, called attention to the fact that the San Francisco Chamber of Commerce, the Junior Chamber of Commerce, the Central Council of Civic Clubs, Parkside Improvement Club, Fairmount Improvement Club, Fillmore Street Merchants Association, Divisadero Street Merchants Association, and other organizations had approved the reopening of the Exposition, but he did not know the attitude of Mission Street groups who, Supervisor Uhl had reported, were opposed to the re-opening of the Exposition. Supervisor Colman stated further that if a Supervisor was voting against the proposed resolution on the grounds of how the people felt, that Supervisor, he believed, was misinterpreting the feeling of the people.

### Resolution Adopted

Thereupon, the roll was called and the resolution, as presented, was adopted by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—9.

No: Supervisor Uhl—1.

Absent: Supervisor McSheehy—1.

### SPECIAL ORDER—2:00 P. M.

Hearing of appeals against assessments for costs of construction of sidewalks on the west  $\frac{1}{2}$  of Alemany Boulevard between Cotter Street and 29 feet southerly, and elsewhere by George A. Gibbs and Victor Bjorkman, as described in Declaration of Intention, Order No. 9677, of January 6, 1939.

*October 16, 1939—Consideration continued to October 30, 1939, at 2 P. M.*

*October 30, 1939—Consideration continued to November 13, 1939, at 2 P. M.*

*November 13, 1939—On motion by Supervisor Uhl, further consideration postponed until November 20, 1939, at 2 P. M.*

Action .....

## UNFINISHED BUSINESS

## Final Passage

The following recommendations of Finance Committee, heretofore passed for second reading, were taken up:

**Amending Salary Ordinance, Increasing Salaries of Cost of Maintenance, and Then Providing for Reduction of Maintenance**

(Series of 1939)

Bill No. 361, Ordinance No. 375, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 59, (Department of Public Health—San Francisco Hospital), by changing the salary under Item 41, one L2 Assistant Superintendent, from \$275 to \$310 and providing deduction for maintenance; by changing the salary under Item 45, two L156 Dentist (part time) from \$50 to \$62, and providing deduction for maintenance; and by changing the salary under Item 62, two L357 Resident Physician from \$100 to \$125, and providing deduction for maintenance effective July 1, 1939.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 59 is hereby amended to read as follows:

**Section 59. DEPARTMENT OF PUBLIC HEALTH—  
SAN FRANCISCO HOSPITAL (Continued)**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
41	1	L2	Assistant Superintendent (deduct B. R. & L.).....	310
42	1	L6	Superintendent (deduct \$150 full family maintenance) .....	733.33
43	1	L70	Physio-Therapist (part time) .....	100
44	2	L72	Electro - Cardiograph Technician (part time) .....	75
45	2	L156	Dentist (part time) (deduct B.).....	62
46	4	L202	Dietitian (deduct for R. & L.).....	137.50
47	1	L206	Chief Dietitian .....	175
48	1	L304	Pharmacist .....	225
49	1	L304	Pharmacist .....	200
50	2	L304	Pharmacist .....	190
51	1	L306	Senior Pharmacist .....	250
52	42	L352	Interne (deduct for B.R. & L.).....	32
53	22	L354	House Officer (deduct for B.R. & L.).....	47
53.1	2	L356	Senior House Officer (deduct for B.R.&L.) .....	72
54	7	L356	Senior House Officer (deduct for B.R.&L.) .....	59.50
55	2	L360	Physician (part time) .....	75
56	3	L357	Resident Physician (deduct for B.R.&L.) .....	135
57	1	L360	Physician .....	175
58	1	L452	X-Ray Technician (deduct for B.R.&L.) (part time) .....	79.50
59	6	L452	X-Ray Technician (deduct for B. R. & L.) .....	135
60	1	L456	Senior X-Ray Technician (deduct for B. R. & L.).....	210
62	2	L357	Resident Physician (deduct for B. & L.) .....	125
63	1	M255	Bracemaker .....	77.50

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
63.1	1	O58	Gardener (deduct for B. R. & L.).....	87.50
64	1	O60	Head Gardener (deduct for R.).....	150
65	4	O166	Fireman, Stationary Steam Engines.....	185
66	4	O168	Engineer, Stationary Steam Engines.....	220
67	1	O172	Chief Engineer, Stationary Steam Engines (deduct for R.) .....	300

Approved by Civil Service Commission.

Approved as to Form by the City Attorney.

*October 30, 1939—Action postponed until November 13, 1939.*

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**Authorizing Payment of \$950.00 and Conveyance of Certain Land to Gerolamo Cucchi, et ux., in Exchange for Certain Land Required for the Extension of Silver Avenue.**

(Series of 1939)

Bill No. 393, Ordinance No. 376, as follows:

Authorizing payment of \$950.00 and conveyance of certain land to Gerolamo Cucchi, et ux., in exchange for certain land required for the extension of Silver Avenue.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to Section 92 of the Charter and in accordance with the recommendation of the Department of Public Works, the Director of Property, in lieu of sale, is hereby authorized and directed to arrange for trading certain City owned real property to Gerolamo Cucchi and Angelina Cucchi, his wife, hereinafter referred to as Parcel "A," in exchange for certain land hereinafter referred to as Parcel "B."

Section 2. Said lands are situated in the City and County of San Francisco, State of California, and are particularly described as follows:

**PARCEL "A":**

Beginning at a point on the northeasterly line of Quesada Avenue, distant thereon 100 feet northwesterly from the northwesterly line of Quint Street and running thence northwesterly along said line of Quesada Avenue 5.882 feet; thence northerly on a curve to the right, along the proposed southerly line of Silver Avenue, tangent to the last described course, radius 12 feet, central angle 122° 34' 36", an arc distance of 25.672 feet; thence easterly along said line of Silver Avenue, tangent to the last described curve 29.705 feet; thence deflecting 147° 25' 24" to the right and running southwesterly 43.493 feet along a line perpendicular to the said line of Quesada Avenue to the point of beginning.

Being a portion of Block No. 333, O'Neil and Haley Tract.

**PARCEL "B":**

Beginning at a point distant 100 feet northwesterly at right angles from the northwesterly line of Quint Street and distant 43.493 feet northeasterly at right angles from the northeasterly line of Quesada

Avenue and running thence northeasterly at right angles to said northeasterly line of Quesada Avenue 56.507 feet; thence at right angles southeasterly 36.105 feet; thence deflecting to the right 122° 34' 36" and running southwesterly 67.057 feet to the point of beginning.

Being a portion of Block 333 of the O'Neill and Haley Tract as recorded in Map Book "2A and B," page 27, Records of the City and County of San Francisco.

Section 3. The Director of Property has made an appraisal of the value of said real property and estimates the value of Parcel "A" to be \$950.00 less than the value of Parcel "B."

Section 4. The Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute the necessary deed for the conveyance of Parcel "A" to Gerolamo Cucchi and Angelina Cucchi, his wife, or their assignee. The Director of Property shall deliver said deed to the Grantees upon receipt of the necessary deed to Parcel "B" and shall record the latter deed. It is understood that the improvements now located on Parcel "B" shall remain the property of Gerolamo Cucchi, et ux., and shall be removed from Parcel "B" by said parties at their own expense within thirty days after recording the deed to the City. It is further understood that no cost of grading, construction of sewer, curbs and pavement for the extension of Silver Avenue through said Block No. 333 shall be assessed against Gerolamo Cucchi, et ux.

Section 5. The Controller is hereby authorized and directed to draw a warrant on the Treasurer in favor of the City Title Insurance Company, amount \$950.00, payable from Appropriation No. 977.950.58, to compensate for the difference in valuations of Parcels "A" and "B."

Section 6. Said Parcel "B" is required for the extension of Silver Avenue, a street of major importance as designated by Resolution No. 3131, adopted by this Board on March 22, 1937.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**Authorizing Conveyance of Certain Lands to the Western Pacific Railroad Company in Exchange for Certain Easements for Street Purposes Required for Widening Third Street and for Extending 26th Street From Kansas Street to Vermont Street, Also Authorizing Payment of \$4500.00 for Parcel 2 Hereinafter Described, and Payment of Estimated Sum of \$2000.00 to San Francisco Water Department for Relocating a Certain Water Pipe Line.**

(Series of 1939)

Bill No. 394, Ordinance No. 377, as follows:

Authorizing conveyance of certain lands to The Western Pacific Railroad Company in exchange for certain easements for street purposes required for widening Third Street and for extending 26th Street from Kansas Street to Vermont Street, also authorizing payment of \$4500.00 for Parcel 2 hereinafter described, and payment of estimated sum of \$2000.00 to San Francisco Water Department for relocating a certain water pipe line.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to Section 92 of the Charter and in accordance with the recommendation of the Department of Public Works, the Director of Property, in lieu of sale, is hereby authorized and directed to arrange for trading certain lands hereinafter described as Parcels 1, 2 and 3 to The Western Pacific Railroad Company in exchange for certain property hereinafter described as Parcels A, B, C, D, E and F. All of said parcels are situated in the City and County of San Francisco, State of California.

Section 2. Parcel 1 is that certain tract of land described in Ordinance No. 12.17267, Bill No. 1636, approved by the Mayor of San Francisco on August 9, 1938. Parcel 2 is the first tract of land described in Ordinance No. 12.172217, Bill No. 1640, approved by the Mayor of San Francisco on August 9, 1938. Said Parcels 1 and 2 were proposed to be sold under the provisions of said ordinances. In accordance with the consent of the Fire Department and the Board of Education, respectively, jurisdiction of Parcels 1 and 2 is hereby transferred to the Department of Public Works.

Parcel 3: All that portion of Kansas Street lying between the north line of Army Street and the southerly line of 26th Street extended westerly from Rhode Island Street.

It is understood that the City shall close said portion of Kansas Street and after such closing shall grant all of its right, title and interest in Parcel 3 to the Railroad Company.

Section 3. In consideration for Parcels 1, 2 and 3, the Railroad Company shall grant easements for street purposes to the City over the following described parcels of land:

#### **PARCEL A:**

Beginning at a point on the easterly line of Third Street (formerly Kentucky Street), distant thereon 64 feet southerly from the southerly line of 25th Street, said point being on the southerly line of the property now or formerly owned by the Santa Fe Land Improvement Co.; thence running southerly along said line of Third Street 32 feet to the northerly line of the property also now or formerly owned by said Santa Fe Land Improvement Co.; thence at right angles easterly along last named line 20 feet to a line parallel with and distant 20 feet at right angles easterly from the easterly line of Third Street; thence at right angles northerly along said parallel line 32 feet to the southerly property line of the said Santa Fe Land Improvement Co.; thence at right angles westerly along last named line 20 feet to the easterly line of Third Street and the point of beginning.

Being a portion of New Potrero Block No. 404. Containing 640 square feet.

#### **PARCEL B:**

Beginning at the intersection of the southerly line of 26th Street with the westerly line of Third Street (formerly Kentucky Street); thence running southerly along the said line of Third Street 50 feet to the northerly line of the property now or formerly owned by Edith B. Dunne; thence at right angles westerly along last named line 2,500 feet to a straight line drawn between a point on the northerly line of Army Street (formerly Colusa Street), distant thereon 20 feet westerly from the westerly line of Third Street, and the point of beginning of this description; thence deflecting  $92^{\circ} 51' 45''$  to the right and running northeasterly along said straight line 50.063 feet to the southerly line of 26th Street and the point of beginning.

Being a portion of New Potrero Block No. 398. Containing 62.5 square feet.

**PARCEL C:**

Beginning at a point on the westerly line of Third Street (formerly Kentucky Street), distant thereon 50 feet northerly from the northerly line of Army Street (formerly Colusa Street), said point being on the northerly line of the property now or formerly owned by Bernard Sieroty; thence running northerly along said line of Third Street 100 feet to the southerly line of the property now or formerly owned by Pope Estate Co.; thence at right angles westerly along last named line 12.50 feet to a straight line drawn between a point on the northerly line of Army Street, distant thereon 20 feet westerly from the westerly line of Third Street and the northeasterly corner of this block; thence deflecting  $87^{\circ} 08' 15''$  to the left and running southwesterly along said straight line 100.125 feet to the northerly property line of the said Sieroty; thence deflecting  $92^{\circ} 51' 45''$  to the left and running easterly along last named line 17.50 feet to the westerly line of Third Street and the point of beginning.

Being a portion of New Potrero Block No. 398. Containing 1500 square feet.

**PARCEL D:**

Beginning at the intersection of the westerly line of Third Street (formerly Kentucky Street) with the southerly line of Army Street (formerly Colusa Street), as per map "Showing the Widening of Army Street," recorded August 10, 1921, and filed in Map Book "J," page 8, thence running southerly along said line of Third Street 823 feet to the northerly line of Tulare Street as said northerly line is shown on "Map Showing the Widening of Tulare Street," recorded June 18, 1932, and filed in Map Book "M," page 76, Official Records of City and County of San Francisco; thence westerly along said line of Tulare Street 20 feet to a line parallel with and distant 20 feet at right angles westerly from the westerly line of Third Street; thence at right angles northerly along said parallel line 823 feet to the said southerly line of Army Street; thence at right angles easterly along last named line 20 feet to the westerly line of Third Street and the point of beginning.

Being a portion of New Potrero Blocks Nos. 399 and 400, and a portion of Marin Street closed by Resolution No. 35,591, New Series. Containing 16,460 square feet.

**PARCEL E:**

Beginning at a point on the westerly line of Kansas Street, distant thereon 433 feet southerly from the southerly line of 25th Street, running thence southerly along the westerly line of Kansas Street, 60 feet; thence at a right angle westerly 200 feet to a point on the easterly line of Vermont Street; thence northerly along last named line 60 feet; thence at a right angle easterly 200 feet to the point of beginning. Containing 12,000 square feet.

The Railroad Company shall also grant the following described land to the City or its agent:

**PARCEL F:**

Beginning at a point on the westerly line of Third Street (formerly Kentucky Street), distant thereon 50 feet northerly from the northerly line of Army Street (formerly Colusa Street), said point being on the northerly line of the property now or formerly owned by Bernard Sieroty; thence westerly along last named line, parallel to and perpendicularly distant 50 feet northerly from the northerly line of Army Street, 17.50 feet to the true point of beginning; thence westerly along said parallel line 82.50 feet to the northwest corner of said property now or formerly owned by Bernard Sieroty; thence at a right angle northerly 30 feet; thence at a right angle easterly 84 feet; thence deflecting  $92^{\circ} 51' 45''$  to the right and running southwesterly 30.038 feet to the true point of beginning. Containing 2,497.5 square feet.



It is understood that title to Parcel F may be taken in the name of the City Title Insurance Company for the purpose of trading the same to the owner of Lot 8, Assessor's Block 4315, San Francisco, for the portion of said lot required for widening Third Street.

Section 4. The Director of Property has made an appraisal of the value of said property and estimates the value of the lands to be traded to the Railroad Company to be equal to the value of the property to be acquired by the City.

Section 5. As a further consideration it is understood that the Railroad Company shall, at its own expense, do the following work within 90 days after the effective date of closing Kansas Street between 26th and Army Streets:

(a) Extend and improve 26th Street over the parcel of land described as "Parcel E," with standard curbs, pavement and walks.

(b) Improve the crossing of 26th and Kansas Streets with standard curbs, pavement and walks.

(c) Replace the existing 8 inch sewer in parcel of land described as "Parcel E," with 15" vitrified clay pipe.

(d) Construct a 15 inch vitrified clay pipe sewer in 26th Street between the sewers in Rhode Island Street and Kansas Street.

Section 6. The Mayor and the Clerk of the Board of Supervisors are hereby authorized and directed to execute the necessary agreement and deed or deeds in behalf of the City and County of San Francisco for the conveyance of Parcels 1, 2 and 3 to the Trustees of the property of The Western Pacific Railroad Company, Debtor, or to their successor in ownership of the Debtor's properties. The Director of Property shall deliver said deed or deeds to the Grantee upon receipt of the necessary deed to Parcels A, B, C, D and E, and shall record the latter deed. The Controller is hereby authorized and directed to draw a warrant on the Treasurer, amount \$4,500.00, payable from Appropriation No. 777,931.17, in favor of City Title Insurance Company, as the consideration for Parcel 2. Said money shall be paid to the Director of Property for the account of the San Francisco Board of Education upon completion of the exchange of property with the Railroad Company as authorized by this ordinance.

Section 7. The San Francisco Water Department shall remove the existing 8 inch water pipe line in Kansas Street from Army Street to 26th Street and shall relocate the same along other streets. The Department of Public Works shall pay for such work at an estimated cost of \$2,000.00, chargeable to Appropriation No. 977,931.58.

Section 8. Parcels A, B, C, D and F are required for the widening of Third Street, a street of major importance as designated by Resolution No. 2328, adopted by this Board on December 30, 1935. Parcel E is required for the extension of 26th Street from Kansas Street to Vermont Street.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**Authorizing Refund to Southern Pacific Company for Value of Property Stored at Pipe Yards, and Inadvertently Sold by Purchaser of Supplies.**

(Series of 1939)

Bill No. 395, Ordinance No. 378, as follows:

Authorizing the refund to the Southern Pacific Company for the value of certain steel rail removed from the property of the Southern Pacific Company heretofore occupied by the City and County of San Francisco as a Pipe Yard, which said steel rail belonged to the Southern Pacific Company and was inadvertently sold by the Purchaser of Supplies.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. A refund of \$675.00 is hereby ordered to be made to the Southern Pacific Company for the value of certain steel rail owned by said Southern Pacific Company and sold by the Purchaser of Supplies at the time he was selling the property of the City and County of San Francisco from the so-called Pipe Yard heretofore maintained by the City and County on the property of the Southern Pacific Company.

Section 2. The reason for said refund is that heretofore the City and County of San Francisco, under agreement, occupied certain property belonging to the Southern Pacific Company and used the same as a place for the storage of surplus pipe held to be used for the benefit of the San Francisco Fire Department; that heretofore the Purchaser of Supplies, under and by virtue of the provisions of the Charter of the City and County of San Francisco, sold, all and singular, the property of the City and County of San Francisco remaining in said Pipe Yard and with said property belonging to the City and County of San Francisco was certain steel rail belonging to the Southern Pacific Company and in which the City and County of San Francisco had no interest; that the amount of said steel rail totaled 77.69 tons which was sold at the price of \$8.69 a ton, making a total of \$675.00 which was paid therefor by the purchaser into the Treasury of the City and County of San Francisco; and that the Southern Pacific Company has never been reimbursed in the amount of said rail so sold and is now entitled to have refunded to it the sum of \$675.00 received by the City and County of San Francisco for said rail.

Approved as to form by the City Attorney.

Approved as to Funds Available by the Controller.

Approved by the Purchaser of Supplies.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**Appropriation of \$2500 for Settlement of Action in Superior Court —Entitled T. O'Brien vs. City and County of San Francisco for Services at San Francisco Airport.**

(Series of 1939)

Bill No. 396, Ordinance No. 379, as follows:

Appropriating the sum of \$2,500 out of the surplus existing in Appropriation No. 960.705.01 to the credit of Appropriation No. 964.705.00 to provide funds for the settlement of that certain action en-

titled T. O'Brien v. The City and County of San Francisco, No. 278724, pending in the Superior Court of the City and County of San Francisco, as authorized by Resolution No. 3328 of the Public Utilities Commission on the recommendation of the City Attorney.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby appropriated and set aside out of the surplus existing in Appropriation No. 960,705.01 the sum of \$2,500 to the credit of Appropriation No. 964,705.00 to provide funds for the settlement of that certain action entitled T. O'Brien v. The City and County of San Francisco, No. 278724, pending in the Superior Court of the City and County of San Francisco, wherein the plaintiff prays judgment in the sum of \$25,418.63 for additional services for the hauling of earth and rock fill from South San Francisco and dumped at the San Francisco Airport.

Recommended by the Manager of Utilities.

Recommended and approved as to form by the City Attorney.

Approved by the Public Utilities Commission.

Approved as to funds available by the Controller.

Approved by the Mayor.

*Finally passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

### Final Passage

The following recommendations of the Streets Committee, heretofore passed for second reading were taken up:

#### Accepting the Roadway of 32nd Ave. Between Moraga and Noriega Streets

(Series of 1939)

Bill No. 398, Ordinance No. 380, as follows:

Providing for acceptance of the roadway of Thirty-second Avenue between Moraga and Noriega streets, including the curbs.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby accepted by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Thirty-second Avenue between Moraga and Noriega streets, including the curbs.

Approved as to form by the City Attorney.

*Finally Passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**Amending Sec. 82, Chapter XI, Part II, of the San Francisco Municipal Code, By Adding Thereto the South Side of Sea Cliff Avenue, Westerly From the Intersection of El Camino Del Mar.**

(Series of 1939)

Bill No. 399, Ordinance No. 381, as follows:

An ordinance amending Sec. 82, Chapter XI, Part II, of the San Francisco Municipal Code, "Parking Prohibited on Certain Streets, Day or Night," by adding thereto, the south side of Sea Cliff Avenue, westerly from the intersection of El Camino Del Mar.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Sec. 82, Chapter XI, Part II, of the San Francisco Municipal Code, "Parking Prohibited on Certain Streets, Day or Night," is hereby amended by adding thereto, the south side of Sea Cliff Avenue, westerly from the intersection of El Camino Del Mar.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**Ordering the Improvement of Edward St. Between Arguello Blvd. and Willard St. North; of the Intersection of Willard St. North and Edward St., and of Westerly ½ of Willard St. North Between Edward and Turk Streets (Wherenot).**

(Series of 1939)

Bill No. 400, Ordinance No. 382, as follows:

Ordering the performance of certain street work to be done in the City and County of San Francisco, approving and adopting specifications therefor, describing and approving the assessment district, and authorizing the Director of Public Works to enter into contract for doing the same.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors October 19, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding in-

stallments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of Edward Street between Arguello Boulevard and Willard Street north including the intersection of Willard Street north and Edward Street and the improvement of the westerly one-half of Willard Street north between Edward Street and Turk Street where not already improved by grading to the official line and subgrade, and by the construction of the following items:

Item No.	Item
1.	Grading (Excavation)
2.	6-inch V. C. P. Side Sewer
3.	Brick Catchbasin, Complete
4.	10-inch V. C. P. Culvert
5.	Unarmored Concrete Curb
6.	Two-course Concrete Sidewalk
7.	Lighting Standards Relocated
8.	Asphalt-Concrete Pavement, consisting of a 6-inch Class "F" concrete base and a 2-inch asphaltic concrete wearing surface
9.	Water Services
10.	Water Main

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated, and numbered respectively as:

Lot 1 of Block 1140A,

Lots 1, 2, 3, 4, 5, 25, 26, 27, 28 and 29 of Block 1141

all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above-mentioned improvement.

Approved as to form by the City Attorney.

*Finally Passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

Accepting the Roadway of 35th Ave. Between Vincente and Wawona Streets; of Wawona St. Between 34th and 36th Avenues, and the Crossing of 35th Ave. and Wawona St.

(Series of 1939)

Bill No. 401, Ordinance No. 383, as follows:

Providing for acceptance of the roadway of Thirty-fifth Avenue between Thirty-fourth and Thirty-sixth avenues, and the crossing of Thirty-fifth Avenue and Wawona Street, including the curbs.

Be it Ordained by the People of the City and County of San Francisco as follows:

Section 1. The roadways of the following named streets, having been

paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby accepted by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Thirty-fifth Avenue between Vicente and Wawona streets, Wawona Street between Thirty-fourth and Thirty-sixth avenues, crossing of Thirty-fifth Avenue and Wawona Street, including the curbs.

Approved as to form by the City Attorney.

*Finally passed* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

## NEW BUSINESS

### Adopted

The following recommendations of Finance Committee were taken up:

#### Refund of Erroneous Payment of Taxes

(Series of 1939)

Resolution No. 632, as follows:

Resolved, That the following amount be and is hereby authorized to be paid to the following, being refund of an erroneous payment of taxes, to-wit:

FROM DUPLICATE TAX FUND—APPROPRIATION 005.

Floyd I. Rayne, per Lot 12, Block 1598, Bill 2541, 1st installment fiscal year 1938.....\$58.08.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

### Consideration Postponed

The following recommendation of the Finance Committee was taken up:

#### Land Purchase—Sigmund Stern Recreational Grove—Parcel 3

(Series of 1939)

Resolution No....., as follows:

Land purchase—Sigmund Stern Recreational Grove—Parcel 3.

Resolved, In accordance with the recommendation of the Recreation Department that the City and County of San Francisco accept deed from GEORGE I. BUTLER, or the legal owners, to Lots 16 to



26 inc., Assessor's Block 2488, San Francisco, and that the sum of \$10,697.78 be paid for said land from Appropriation No. 913.600.10, required for the Sigmund Stern Recreational Grove.

The City Attorney shall approve the title to said property.

Recommended by the Recreation Department.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*November 13, 1939—On motion of Supervisor Uhl, consideration postponed until November 20, 1939.*

### Adopted

The following recommendations of the Finance Committee were taken up:

**Declaring Necessity for Construction of a Sanitary Sewer from Hassler Health Home in San Mateo County and Authorizing Request for Permit to Install Same in Certain Public Streets in the City of San Carlos.**

(Series of 1939)

Resolution No. 633, as follows:

Declaring necessity for construction of a sanitary sewer from Hassler Health Home in San Mateo County and authorizing request for permit to install same in certain public streets in the City of San Carlos.

Resolved, That this Board hereby finds and declares that it is necessary for the City and County of San Francisco, a municipal corporation, to construct, reconstruct, maintain, use, repair and/or remove a sanitary sewer in certain public streets in the City of San Carlos, County of San Mateo, State of California, for the purpose of disposing of the sewage from the Hassler Health Home, to connect said sanitary sewer to the San Carlos existing south outfall sewer at Brittan Avenue and El Camino Real, and to use the portion of said outfall sewer extending from the west side of El Camino Real to the tidal slough east of the Bayshore Highway, subject to the following conditions:

1. The sanitary sewer to be constructed under the provisions hereof shall remain the property of the City and County of San Francisco, or its successor in interest.
2. No lands fronting said sanitary sewer or adjacent thereto shall be permitted to connect with said sanitary sewer without written authority from the City of San Carlos and the City and County of San Francisco or its successor in interest.
3. The City and County of San Francisco shall have the right to transfer ownership and/or operation of said sanitary sewer to a sewer maintenance district, if such district be hereafter formed. In the event that a sewage disposal plant be installed and put into service by the City of San Carlos in connection with said south outfall sewer before the formation of the sewer maintenance district hereinbefore referred to, then the City and County of San Francisco shall pay the City of San Carlos a proportionate share of the cost of operating such plant based on the volume of sewage passing into said sanitary sewer above Eaton Avenue and Junipero Serra Boulevard compared to the total volume of sewage passing through said plant. The method and times of measuring the flow of such sewage and the times of payment for the proportionate share of the cost shall be mutually determined.

4. In consideration for the use of said outfall sewer, the City and County of San Francisco shall pay the sum of \$2,500.00 to the City of San Carlos within sixty days after connecting the sanitary sewer to the outfall sewer.

5. The rights and conditions herein set forth shall inure to the benefit of, and bind, the successors and assigns of the respective parties.

6. The City and County of San Francisco shall submit plans and specifications to the City Engineer of San Carlos for his approval, prior to calling for bids for the construction of said sanitary sewer.

The public streets hereinbefore referred to in which it is proposed to construct said sanitary sewer are in the White Oaks and Oak Park area, City of San Carlos, San Mateo County, California, as follows:

Northerly long Junipero Serra Boulevard from Cordilleras Creek to Eaton Avenue; thence easterly along Eaton Avenue to Pearl Avenue; thence northerly along Pearl Avenue to Alberta Avenue; thence easterly along Alberta Avenue to Cedar Street; thence northerly along Cedar Street to Belmont Avenue; thence easterly along Belmont Avenue to the alley west of El Camino Real; thence northerly along this alley to Brittan Avenue; thence northerly across Brittan Avenue 150 feet more or less to the existing manhole in the San Carlos south outfall sewer on the westerly side of El Camino Real.

The Clerk of this Board is hereby authorized and directed to request permission from the City Council of San Carlos to construct said sewer in said streets, subject to the conditions herein set forth, and to send a certified copy of this resolution to said City Council. The Director of Property shall prepare said request.

Recommended by the Director of Public Works.

Approved as to form by the City Attorney.

Approved by the Director of Property.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**Declaring Necessity for Construction of a Sanitary Sewer from Hassler Health Home in San Mateo County and Authorizing request for Permit to Install Same in a Certain Public Street in Redwood City.**

(Series of 1939)

Resolution No. 635, as follows:

Declaring necessity for construction of a sanitary sewer from Hassler Health Home in San Mateo County and authorizing request for permit to install same in a certain public street in Redwood City.

Resolved, That this Board hereby finds and declares that it is necessary for the City and County of San Francisco, a municipal corporation, to construct, reconstruct, maintain, use, repair and/or remove a sanitary sewer in Alameda de las Pulgas, Redwood City, San Mateo County, California, from Whipple Road northerly for a distance of approximately 600 feet, for the purpose of disposing of sewage from the Hassler Health Home, subject to the following conditions:

1. The sanitary sewer to be constructed under the provisions hereof shall remain the property of the City and County of San Francisco.

2. No property fronting said sanitary sewer or adjacent thereto shall be permitted to connect with said sanitary sewer without written authority from the City and County of San Francisco.

3. The City and County of San Francisco shall submit plans and specifications to the City Manager of Redwood City for his approval prior to calling for bids for the construction of said sewer.

The Clerk of this Board is hereby authorized and directed to request permission from the City Council of Redwood City to construct said sewer in said location, subject to the conditions herein set forth, and to send a certified copy of this resolution to said City Council. The Director of Property shall prepare said request.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**Declaring Necessity for Construction of a Sanitary Sewer from Hassler Health Home in San Mateo County and Authorizing Request for Permit to Install Same in Certain Public Roads in San Mateo County.**

(Series of 1939)

Resolution No. 634, as follows:

Declaring necessity for construction of a sanitary sewer from Hassler Health Home in San Mateo County and authorizing request for permit to install same in certain public roads in San Mateo County.

Resolved, That this Board hereby finds and declares that it is necessary for the City and County of San Francisco, a municipal corporation, to construct, reconstruct, maintain, use repair and/or remove a sanitary sewer in certain public roads in the County of San Mateo, State of California, for the purpose of disposing of sewage from the Hassler Health Home, subject to the following conditions:

1. The sanitary sewer to be constructed under the provisions hereof shall remain the property of the City and County of San Francisco.

2. No property fronting said sanitary sewer or adjacent thereto shall be permitted to connect with said sanitary sewer without written authority from the City and County of San Francisco.

3. The City and County of San Francisco shall submit plans and specifications to the County Engineer of the County of San Mateo for his approval prior to calling for bids for the construction of said sewer.

The public roads hereinbefore referred to in which it is proposed to construct said sanitary sewer are in the County of San Mateo, State of California, as follows:

Commencing at a point in Whipple Road near the roadway entrance to the Hassler Health Home; thence easterly along Whipple Road approximately 2600 feet to the intersection of Cordilleras Road; thence easterly and northerly along Cordilleras Road approximately 5500 feet to the intersection of Whipple Road; thence northeasterly along Whipple Road approximately 2200 feet to the

westerly line of the Alameda de las Pulgas and the westerly city limits of Redwood City.

The Clerk of this Board is hereby authorized and directed to request permission from the Board of Supervisors of the County of San Mateo to construct said sewer in said location, subject to the conditions herein set forth, and to send a certified copy of this resolution to said Board. The Director of Property shall prepare said request.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

### Passage for Second Reading

#### Granting Permit for Pacific Auxiliary Fire Alarm Company to Connect Its Fire Alarm Devices with Street Fire Alarm Boxes.

(Series of 1939)

Bill No. 411, Ordinance No....., as follows:

An ordinance granting to Pacific Auxiliary Fire Alarm Company, its successors and assigns, the right to erect, install, construct, lay down and maintain poles, conduits, wires, cables, conductors and other appliances and equipment in, under and across the streets, alleys, avenues, thoroughfares and other public places in the City and County of San Francisco for the operation of a general system or systems for the transmission of fire signals and alarms and in connection with and in relation to the same the right to connect its fire alarm devices with the street fire alarm boxes of the said City and County of San Francisco.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby granted to PACIFIC AUXILIARY FIRE ALARM COMPANY, a corporation, its successors and assigns, the right and privilege, for the period hereinafter specified, to erect, install, construct, lay down and maintain poles, conduits, wires, cables, conductors and other appliances and equipment in, under and across the streets, alleys, avenues, thoroughfares and other public places in the City and County of San Francisco, for the operation of a general system or systems for the transmission of fire signals and fire alarms, and in connection therewith and in relation thereto the right to connect its fire alarm devices with the street fire alarm boxes of the City and County of San Francisco, the said connection to be made in a manner not to interfere with the efficiency of said fire alarm boxes as now, or from time to time hereafter, established, and to be under the supervision and to the satisfaction and approval, and subject to the control of the Chief of the Department of Electricity and of such other departments of the City and County of San Francisco as may have jurisdiction over the same, and subject to the provisions of Section 24 of the Charter of said City and County.

Section 2. Nothing in this Ordinance shall be so construed as in any wise to prevent the proper authorities of the City and County of San Francisco from renewing, repairing, replacing or changing any

of the street fire alarm boxes in said City and County, but all such work shall be so done as to cause the least possible interference with the fire alarm system maintained by the grantee of this franchise, provided that if at any time the fire alarm devices of said Pacific Auxiliary Fire Alarm Company shall interfere with the proper working of the street fire alarm boxes of the City and County of San Francisco the same may be disconnected from any or all of the boxes of said system, the cost of so disconnecting the same to be borne by said company. If due to faulty wiring or other causes the auxiliary system causes abnormal number of false alarms the Chief of the Department of Electricity, upon request of the Chief Engineer of the San Francisco Fire Department, may disconnect such system and until such time as has been proved to the satisfaction of the Chief of the Department of Electricity that the cause for such trouble has been removed said system shall not be reconnected to the city fire alarm system.

Section 3. The grantee of this franchise and privilege, its successors and assigns, shall, during the life of this franchise continue to furnish service, free of charge, to said City and County of San Francisco by and through such fire alarm devices or auxiliary fire alarm boxes as are now maintained by said Company in the De Young Museum in Golden Gate Park, in the California Palace of the Legion of Honor, and in such School Buildings of said City and County as are now equipped with devices or boxes of said Company, and shall also, during the life of this franchise, maintain, free of charge, such devices or boxes to a total number not exceeding fifty (which said fifty shall include those now maintained) in such other public buildings of said City and County except the Opera House and the Veterans' War Memorial Building, and at such place or places in said other public buildings, as the Mayor and the Board of Supervisors of said City and County may direct, the expense of installing said devices or boxes at the place or places so directed to be borne by said Company, and all expense of wiring and other construction necessary to connect said place or places with the City fire alarm boxes to be borne by said City and County. Should the gross receipts of said grantee arising from the use, operation or possession of the rights and privileges hereby granted equal or exceed \$30,000.00 in any year then said grantee shall pay to said City and County of San Francisco a sum of money equal to 2% of said gross receipts for said year over and above said \$30,000.00.

The grantee of this franchise and of the rights and privileges hereunder shall at all times keep and maintain a full, true and correct account of all its gross earnings and income arising out of its operations thereunder, which said accounts, and all books, records, correspondence and documents of the Company in connection therewith shall at all times be open to the inspection and examination of the Controller of said City and County of San Francisco; and said grantee shall on or before the 15th day of February of each calendar year file with said Controller a full, true and correct statement of all its gross earnings and income from its operations under this franchise for the preceding calendar year, and shall on or before the 15th day of March of each calendar year pay to said City and County said sum of two (2) per cent of its gross annual receipts of the preceding year from its operations under this franchise and the rights and privileges hereby granted, whenever under the terms of this franchise said amount is due to said City and County because of the amount of the gross receipts of said grantee for said preceding calendar year. Should said grantee not pay said amount as so required then said amount shall bear interest at the rate of six (6) per cent per annum from said 15th day of March until paid. Nothing herein shall prevent said City and County from terminating this franchise for failure to pay any of said amounts as herein required.

Section 4. The provisions of this franchise and all rights, obligations and duties hereunder shall inure to and be binding upon the grantee, its successors and assigns, provided, however, that the rights and privileges granted hereunder shall not be assigned, transferred, sold, or otherwise disposed of by said grantee without first having obtained the approval of the Board of Supervisors of said City and County of San Francisco expressed by Resolution of said Board.

Section 5. The grantee shall file a written acceptance of this franchise and an agreement to comply with the terms and conditions herein set forth with the Clerk of the Board of Supervisors of the City and County of San Francisco within thirty days after the date that the Ordinance granting this franchise becomes effective.

Section 6. The rights and privileges and franchise hereby granted shall continue and be in force for a period of twenty-five (25) years from and after the effective date of this franchise.

Supervisor Uhl moved that action on the foregoing Bill be postponed for one week.

Motion failed for want of a second.

Thereupon the roll was called and the Bill was passed for second reading by the following vote:

Ayes: Supervisors Brown, Colman, Mead, Meyer, Ratto, Schmidt, Shannon—7.

No: Supervisor Uhl—1.

Absent: Supervisors McGowan, McSheehy, Roncovieri—3.

Thereupon, Supervisor Uhl announced that he would change his vote from "No" to "Aye" and would move for reconsideration.

#### Out of Order

Whereupon, the Chair ruled that since the foregoing vote was on Passage for Second Reading, a motion for reconsideration would be out of order, and that the Bill had been Passed for Second Reading.

#### Adopted

The following recommendation of His Honor the Mayor was taken up:

Leave of Absence—Wm. E. Coffman  
(Series of 1939)

Resolution No. 636, as follows:

Resolved, That in accordance with the recommendation of his Honor the Mayor, Honorable William M. Coffman, member of the Recreation Commission, be and is hereby granted a leave of absence for a period of one month, commencing November 6th, 1939, with permission to leave the State of California.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.



ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,  
BILLS AND COMMUNICATIONS NOT CONSIDERED OR  
REPORTED UPON BY A COMMITTEE.

Adopted

The following recommendations of His Honor the Mayor, were taken up:

Leave of Absence—Hon. William J. Quinn, Chief of Police  
(Series of 1939)

Resolution No. 638, as follows:

Resolved, That in accordance with the recommendation of His Honor the Mayor, Hon. William J. Quinn, Chief of Police, is hereby granted a leave of absence for a period of ten days, commencing November 24, 1939, with permission to leave the state.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

Approving Leave of Absence to John P. Murphy  
(Series of 1939)

Resolution No. 639, as follows:

Approving leave of absence to John P. Murphy.

Resolved, That, in accordance with the recommendation of His Honor, the Mayor, John P. Murphy, a member of the Public Utilities Commission, is hereby granted permission to absent himself from the State of California for a period of thirty (30) days from the 7th day of November, 1939.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

Leave of Absence—Hon. Ralph W. Wiley, Chief of the Department  
of Electricity  
(Series of 1939)

Resolution No. 640, as follows:

Resolved, That in accordance with the recommendation of His Honor the Mayor, Hon. Ralph W. Wiley, Chief of the Department of Electricity, is hereby granted a leave of absence for the period commencing November 28th to December 21st, 1939, with permission to leave the state.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**Reduction of Hours of Duty for Members of Uniformed Forces of  
Fire Department and Retention in Department of Members  
Subject to Dismissal Due to Closing of Exposition.**

(Series of 1939)

Supervisor McGowan presented Resolution No....., as follows:

Whereas, The Fire Commissioners of the City and County of San Francisco recently adopted the following resolution, to-wit:

"Whereas, With the close of the Golden Gate International Exposition on October 29th, 1939, there arises the problem of caring for the employments of 77 members in the San Francisco Fire Department of various ranks by reason of the fact that salaries therefor have been provided in the 1939-40 Budget only to the dates of December 2nd, 1939 and February 1st, 1940, respectively, and

"Whereas, This Board of Fire Commissioners is in possession of a submitted plan which would retain these men within the Department by granting the entire uniformed membership of the Department a slight reduction in their weekly hours of duty, and

"Whereas, This Board of Fire Commissioners is convinced of the practicability of such measure, and furthermore is in sympathy with and approves the plan, now

"Therefore Be It Resolved, That this Board of Fire Commissioners does whole-heartedly recommend to the Mayor, Controller, Board of Supervisors, Board of Civil Service Commissioners, and all interested parties, the adoption and installation of such plan to become effective December 3rd, 1939, in the interest of humane treatment to and the welfare of the entire Fire Department, for the following reasons, to-wit:

"1. To circumvent the loss of employment to 77 deserving members of the Fire Department and the resulting subjection of them and their dependents to economic uncertainties.

"2. To reduce the hours of duty for members of the uniformed force from an average of 72 hours to 67½ hours weekly, which would yet remain considerably in excess of the average hours worked in most all other lines of endeavor.

"3. To provide a more simple and equitable method of operation within the Department, the details of which the members of this Board and the Chief Engineer are fully cognizant.

"4. To follow in the trend, national in scope, of reducing the general hours of labor, as evidenced in the fire service by the '8-hour-day' applicable in the cities of New York, Toledo and others, as well as having been adopted as a State law in numerous instances. Recognition is likewise given to the general provisions of the 'National Wage and Hour Act.'

"5. To acknowledge, as a Commission, the specific improvements made in all other Municipal Departments, consistent with such act, but not applicable to the Fire and Police service. To acknowledge, as a Commission, the known approved action of the Board of Police Commissioners in recommending a 44-hour week for Policemen, and in so doing, by calling attention to the similarity of services performed.

"6. To admit in the comparison of costs that the proposed plan submitted, in addition to providing an adequate solution to the present problem, does accomplish nearly all of the admirable features of an '8-hour-day,' at a fractional expenditure of funds, now

"Therefore, Be It Further Resolved, That a copy of this Resolution be forwarded to the Mayor, Controller, Board of Supervisors and the Board of Civil Service Commissioners with the request that the necessary steps be taken to put into effect the intent of this resolution."

Therefore, Be It Resolved, That the Finance Committee of the Board of Supervisors give consideration to the statements above recited and report back to the Board of Supervisors next Monday as to available funds for putting into effect the proposed plan of the Board of Fire Commissioners, for retaining within the San Francisco Fire Department the 77 members of the Fire Department who, as a result of the closing of the Golden Gate International Exposition on October 29, 1939, will be out of employment by reason of the inadequacy of appropriation in the 1939-40 Budget.

*Referred to Finance Committee.*

**Mayor Requested to Appoint Citizens Committee to Arrange Community Singing in Civic Auditorium, December 24, 1939**

(Series of 1939)

Supervisor McGowan presented Resolution No. 641, as follows:

Whereas, It has been the annual custom to hold a community sing in the San Francisco Civic Auditorium where citizens could unite in the singing of Christmas carols, and

Whereas, This custom has attracted widespread attention throughout the United States through a coast-to-coast broadcast of the program, and

Whereas, This annual community sing has been of tremendous advertising value to the City and County of San Francisco and has promoted good will and tolerance among citizens of all faiths; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco respectfully requests his Honor the Mayor to appoint a Citizens' Committee to arrange for a community sing in the Civic Auditorium on Sunday evening, December 24, 1939.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

**Mayor Requested to Appoint Citizens' Committee in Observance of National Defense Week, February 12 to 22, 1940**

(Series of 1939)

Supervisor McGowan presented Resolution No. 642, as follows:

Whereas, The dates of February 12 to February 22, 1940, have been set aside for the observance of National Defense Week, and

Whereas, The citizens of San Francisco have always joined in previous years in the observance of this period to focus public attention on the need of an adequate national defense as the best insurance against aggression; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco respectfully request his Honor, the Mayor to appoint

a citizens' committee to arrange for an appropriate observance of National Defense Week from February 12 to February 22, 1940.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—10.

Absent: Supervisor McSheehy—1.

### **Exempting from Residential Requirements of the Charter Class L-452 X-Ray Technician**

(Series of 1939)

Supervisor Ratto presented Resolution No....., as follows:

Resolved, That pursuant to the provisions of Section 7 of the Charter and on the recommendation of the Chief Administrative Officer and the Mayor, and with the approval of the Civil Service Commission, the Class of L-452 X-Ray Technician is hereby exempted from the residential requirements of the Charter as set forth in Section 7 thereof.

*Referred to Judiciary, Legislative and Civil Service Committee.*

### **Rezoning Both Sides of Judah Street Between 31st Avenue and 47th Avenue from Commercial to Second Residential District**

(Series of 1939)

Supervisor Uhl presented Bill No....., Ordinance No....., as follows:

An amendment to Section 2 of Article I, Chapter 2, and Section 5 of the use of property zone maps to reclassify property on both sides of Judah Street between Thirty-first Avenue and Forty-seventh Avenue from the Commercial to the Second Residential District.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 5 of the Use of Property Zone Maps referred to in Section 2 of Article I of Chapter 2 of the City Planning Code is hereby amended, as follows:

Section 5 of the Use of Property Zone Maps constituting a part of aforesaid Code, is hereby ordered changed so as to place both sides of Judah Street from Thirty-first Avenue to Forty-seventh Avenue in the Second Residential District instead of the Commercial District.

*Referred to Public Buildings, Lands and City Planning Committee.*

### **Rental Costs—Holly Park Low Cost Housing**

Supervisor Brown called attention to proposed rental charges for apartments in the Holly Park low cost housing project, and in connection therewith quoted from the Housing Authority's Annual Report for the year ending April 18, 1939, as follows:

"It is estimated that the shelter rent will average about \$4.07 per room per month, excluding heat, gas and electricity for tenants' individual use."

On a  $3\frac{1}{2}$  room unit, this makes a total of \$14.25 per month.

Supervisor Brown then read the following, a news item appearing in a recent issue of the San Francisco Chronicle:

#### Holly Park Rent Schedules Listed

"Rents ranging from \$19 to \$22.25 per month for apartments in the Holly Park low cost housing project were fixed by the San Francisco Housing Authority yesterday, subject to approval by the USHA.

"The rent schedule covered the three classes of apartments in the 112-dwelling unit project—those containing three and a half rooms, four and a half rooms and five and a half rooms. The half room represents dining space. The units contain one, two and three bedrooms, respectively.

"The rentals and minimum and maximum numbers of persons permitted to occupy units under the adopted plan follows:

"Three and a half rooms, two to three persons, \$19;

"Four and a half rooms, three to four persons, \$20.75;

"Five and a half rooms, four to six persons, \$22.25."

Following the reading of the foregoing, Supervisor Brown called attention to the fact that only in the  $5\frac{1}{2}$  room, or larger units, does the actual rental come anywhere near the estimate previously made. In addition to the rental charges there will be a utility charge of about \$3.00 per month, which will make the cost of a  $3\frac{1}{2}$  room apartment at least \$22 per month. When the Housing Authority was before the Board, they stated the rental cost of a  $3\frac{1}{2}$  room unit would be \$14.25 per month, whereas the actual cost will be \$19, or about  $33\frac{1}{3}\%$  over that estimate.

#### Appointment of Committee for Celebration of July 4, 1940

Supervisor Uhl moved that his Honor, the Mayor be requested to appoint a Citizens Committee for the proper observance of Independence Day, July 4, 1940.

No objection and so ordered.

#### Communications Filed

The following communications were presented and read by the Clerk, and ordered filed:

From City Planning Commission, acknowledging receipt of request by the Board of Supervisors to give consideration to a possible rezoning of the north side of Geary Boulevard between Divisadero Street and Presidio Avenue.

From California Club of California, endorsing the action of the Board in commending "Thanksgiving for America" celebration during Thanksgiving week.

From Lieutenant George Shaughnessy, San Francisco Fire Department, expressing the appreciation of the entire membership of that Department for the assistance given by the Board toward the enactment of Proposition No. 9, affecting salaries of officers of the Fire Department.

Communication ordered filed. Copies to be sent to each member of the Board.

#### Separation of Traffic Lanes, San Francisco-Oakland Bay Bridge

Communication was presented and read by the Clerk, from Frank W. Clark, Director of Public Works, acknowledging receipt of, and advising that further study would be given to resolution adopted by the Board with respect to provision for barrier to separate traffic on the Bay Bridge traveling in opposite directions.

Communication again to be brought to the Board's attention on December 18, 1939, at request of Supervisor Uhl.

**Encumbrance of Property of Recipients of Old Age Security**

Communication from the Director of Public Welfare, expressing the views of the Public Welfare Commission with respect to the encumbering of property of recipients of Old Age Security, was received and referred to the Public Welfare Committee.

**ADJOURNMENT**

There being no further business, the Board, at the hour of 4:45 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors, November 20, 1939.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,  
City and County of San Francisco.



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Monday, November 20, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco



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# JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

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MONDAY, NOVEMBER 20, 1939, 2 P. M.

In Board of Supervisors, San Francisco, Monday, November 20, 1939,  
2 P. M.

The Board of Supervisors met in regular session.

## CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Colman, McSheehy—2.

Quorum present.

President Warren Shannon presiding.

Supervisor McSheehy excused because of illness.

Supervisor Colman excused pursuant to his request by telegram from Merced.

President Warren Shannon was excused from attendance at 3:45 P. M. and Supervisor Ratto took the Chair. Subsequently during the proceedings Supervisor Ratto relinquished the Chair in favor of Supervisor Mead, who presided for the remainder of the meeting.

## APPROVAL OF JOURNAL

The Journal of Proceedings of the meeting of November 13, 1939, was considered read and approved.

## SPECIAL ORDER—2:00 P. M.

Hearing of appeals against assessments for costs of construction of sidewalks on the west  $\frac{1}{2}$  of Alemany Boulevard between Cotter Street and 29 feet southerly, and elsewhere by George A. Gibbs and Victor Bjorkman, as described in Declaration of Intention, Order No. 9677, of January 6, 1939.

*October 16, 1939—Consideration continued to October 30, 1939, at 2 P. M.*

*October 30, 1939—Consideration continued to November 13, 1939, at 2 P. M.*

*November 13, 1939—Consideration continued to Nov. 20, 1939, at 2 P. M.*

### Privilege of the Floor

Mrs. Josephine L. Cozosovich, representing Miss Mary Tarpy, Mr. C. R. Holton, representing Mr. A. R. Schubert, Mrs. Mary V. Anderson, representing herself, and Mr. Thomas R. McGrath, representing Gibbs and Bjorkman, Contractors, were granted the privilege of the floor. Mr. A. D. Wilder, Director of Public Works, represented his Department in the discussion.

### Appeals Denied and Assessments Confirmed

On motion by Supervisor Mead the foregoing appeals were denied and the assessments confirmed.

### Relief for Protestants

Supervisor Uhl, following the foregoing denial of appeals, moved that the granting city aid to the above protestants, Miss Mary Tarpy, Mr. A. R. Schubert and Mrs. Mary V. Anderson, be made a special order of business for Monday, November 27, 1939, at 2:30 P. M.

No objection and so ordered.

### SPECIAL ORDER—2:00 P. M.

Hearing of appeals against assessments for costs of improvement on Athens street between Excelsior and Avalon avenues, and the crossing of Athens Street and Excelsior Avenue, by Eaton and Smith, as described in Declaration of Intention, Order No. S411, Approved June 10, 1938.

*No protests having been filed, assessments were confirmed and the Clerk was directed so to notify the Department of Public Works.*

### SPECIAL ORDER—2:00 P. M.

Hearing of appeals against assessments for costs of improvement on Moraga Street between Thirty-seventh and Thirty-ninth Avenue, by construction of sewers, etc., by Charles L. Harney, as described in Declaration of Intention, Order No. 10407, approved April 19, 1939.

*No protests having been filed, assessments were confirmed and the Clerk was directed so to notify the Department of Public Works.*

### UNFINISHED BUSINESS

#### Final Passage

The following recommendations of Finance Committee, heretofore passed for second reading, were taken up:

#### Authorizing Sale of School Land in Assessor's Block 2104

(Series of 1939)

Bill No. 403, Ordinance No. ...., as follows:

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. In accordance with the recommendation of the Board of Education, the Board of Supervisors hereby declare that public interest and necessity demands the sale of the following described City owned real property situated in the City and County of San Francisco, State of California:

Commencing at a point on the easterly line of 31st Avenue, distant thereon 225 feet southerly from the southerly line of Ortega Street; running thence southerly along the easterly line of 31st Avenue, 150 feet; thence at a right angle easterly 240 feet to a point on the westerly line of 30th Avenue; thence northerly along last named line, 150 feet; thence at a right angle westerly 240 feet to the point of commencement.

Section 2. The above described land shall be offered for sale in accordance with the provisions of Section 92 of the Charter of the City and County of San Francisco. Said property may be sold as a whole or subdivided.

Approved as to form by the City Attorney.

Approved by the Director of Property.

*Finally Passed* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Colman, McSheehy—2.

**Supplemental Appropriation of \$960.00 for Purchase of Rights of Way, San Mateo County, Required by San Francisco Water Department.**

(Series of 1939)

Bill No. 404, Ordinance No. ...., as follows:

Authorizing a supplemental appropriation of \$960 out of surplus existing in the land purchase reserve fund, San Francisco Water Department for the purchase of certain rights of way and costs and expenses in connection therewith at Sierra Point, San Mateo County, required for the San Francisco Water Department.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$960 is hereby appropriated and set aside out of surplus existing in Land Purchase Reserve Fund, San Francisco Water Department, for the purchase of certain rights of way and costs and expenses in connection therewith at Sierra Point, San Mateo County, required by the San Francisco Water Department.

Approved as to form by the City Attorney.

Recommended by the Manager of Utilities.

Approved by the Public Utilities Commission.

Approved as to Funds Available by the Controller.

*Finally passed* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Colman, McSheehy—2.

**An Ordinance Amending Section 11 (Police Department) of Bill 192, Ordinance 186, by Adding Item 10.1, 1 B420 Phonographic Reporter (as needed), \$12.50 per Day Plus Transcriptions.**

(Series of 1939)

Bill No. 405, Ordinance No. ...., as follows:

An ordinance amending Section 11 (Police Department) of Bill 192,

Ordinance 186, by adding Item 10.1, 1 B420 Phonographic Reporter (as needed), \$12.50 per day plus transcriptions.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 11 of Bill 192, Ordinance 186, is hereby amended to read as follows:

### Section 11. POLICE DEPARTMENT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	3		Commissioner .....	\$ 100
2	1		Chief of Police .....	600
3	1		Deputy Chief of Police .....	450
4	1		Property Clerk .....	300
5	1		Police Surgeon .....	200
6	1	B4	Bookkeeper .....	175
7	1		Department Secretary .....	400
8	3	B310b	Tabulating Numerical Key Punch Operator .....	150
8.1	1	B310b	Tabulating Numerical Key Punch Operator .....	165
9	2	B408	General Clerk-Stenographer .....	155
10	1	B408	General Clerk-Stenographer .....	230
10.1	1	B420	Phonographic Reporter (as needed), \$12.50 per day plus transcription.	
11	1	B421	Confidential Secretary to the Chief of Police .....	200
12	11	B454	Telephone Operator .....	150
13	1		Director of Criminal Information .....	333.33
14	1		Director of Personnel .....	333.33
15	1		Director of Special Services .....	250

### Bureau of Inspectors

16	1		Captain of Inspectors .....	416.66
17	85		Inspector .....	230
17.1	27	Q2	Policeman (Assistant Inspector) .....	200
18	1	B412	Senior Clerk-Stenographer .....	200
19	1	D152	Criminologist .....	300
20	3	Q20	Police Women .....	200
20.1	3	Q50	Sergeant (Assistant Inspector) .....	220
21	7	Q60	Lieutenants .....	250
22	1	Q62	Photographer, Police Department .....	225

### Uniform Force

23	1		Supervising Captain .....	333.33
24	1		Captain of Traffic .....	333.33
25	1		Inspector of Motor Vehicles .....	230
26	1		Inspector of Junior Traffic .....	230
27	1		Inspector of Horses and Equipment .....	230
28	1		Inspector of Repairs and Maintenance.....	230
29	3	D52	Jail Matron .....	175
30	1	D52	Jail Matron .....	170
31	1	I14	Junior Chef .....	195
32	10	J70	Hostlers .....	180
33	3	O158	Motor Boat Operator .....	200
34	1	O158	Motor Boat Operator (relief) at rate of .....	200
35	929	Q2	Policemen .....	200
36	25	Q30	Police Patrol Driver .....	200
37	161	Q50	Sergeant .....	220



Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
38	36	Q60	Lieutenant .....	250
39	*12	Q80	Captain .....	300

\* Not more than nine positions to be filled. Appropriation Ordinance provides for only nine positions.

Approved by the Secretary of the Civil Service Commission.

Approved as to form by the City Attorney.

Finally passed by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Colman, McSheehy—2.

**An Ordinance Amending Section 46 (Department of Public Works—Bureau of Engineering [Continued]) of Bill 192, Ordinance 186, by Changing Item 78 to Read "1 F404 Hydraulic Engineering Designer . . . \$250."**

(Series of 1939)

Bill No. 406, Ordinance No....., as follows:

An ordinance amending Section 46 (Department of Public Works—Bureau of Engineering [Continued]) of Bill 192, Ordinance 186, by changing Item 78 to read "1 F404 Hydraulic Engineering Designer . . . \$250."

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 46 of Bill 192, Ordinance 186, is hereby amended to read as follows:

**Section 46. DEPARTMENT OF PUBLIC WORKS—  
DEPARTMENT OF ENGINEERING (Continued)**

**EMPLOYMENTS PREDICATED ON REVENUE AND BOND ISSUE  
MONEYS.**

The following positions are in interdepartmental service and predicated on bond issues and the occupants have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
36	1	B222	General Clerk .....	\$ 155
37	1	B325	Blue Printer .....	215
38	1	B327	Photostat Operator .....	225
39	1	B332	Photographer .....	265
40	1	B408	General Clerk-Stenographer .....	175
41	2	B408	General Clerk-Stenographer .....	155
41.1	1	B512	General Clerk-Typist .....	150
42	6	F204	Civil Engineering Inspector .....	250

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
43	26	F204	Civil Engineering Inspector .....	225
44	1	F206	Senior Civil Engineering Inspector.....	275
45	1	F206	Senior Civil Engineering Inspector.....	250
46	1	F208	Chief Civil Engineering Inspector, Minor..	300
47	1	F210	Chief Civil Engineering Inspector, Major..	400
49	7	F252	Junior Civil Engineering Draftsman.....	160
50	1	F254	Civil Engineering Draftsman .....	250
52	7	F254	Civil Engineering Draftsman .....	200
53	5	F258	Senior Civil Engineering Draftsman.....	250
54	3	F260	Civil Engineering Designer .....	300
55	1	F260	Civil Engineering Designer .....	250
56	1	F262	Sanitary Engineering Designer .....	250
57	1	F262	Sanitary Engineering Designer .....	300
58	1	F354	Electrical Engineering Designer .....	250
58.1	1	F356	Electrical Engineering Inspector .....	225
59	4	F452	Mechanical Draftsman .....	200
60	1	F452	Mechanical Draftsman .....	225
61	6	F454	Mechanical Engineering Designer .....	250
62	1	F460	Assistant Mechanical Engineer .....	250
63	2	F552	Structural Draftsman .....	200
65	6	F604	Surveyor's Field Assistant .....	225
65.1	3	F604	Surveyor's Field Assistant .....	175
66	2	F610	Surveyor .....	250
66.1	1	F664	Traffic Engineer .....	300
67	1	L114	Engineering Chemist .....	225
69		A106	Building Inspector .....	225
71		F102	Architectural Draftsman .....	200
72		F106	Architectural Designer .....	250
73		F108	Architect .....	300
74		F352	Electrical Draftsman .....	200
75		F360	Assistant Electrical Engineer .....	250
76		F362	Electrical Engineer .....	300
77		F401	Junior Hydraulic Engineer .....	160
78	1	F404	Hydraulic Engineering Designer.....	250
79		F406	Assistant Hydraulic Engineer .....	250
80		F408	Hydraulic Engineer .....	300
81		F462	Mechanical Engineer .....	300
82		F554	Structural Engineer Designer .....	275
83		F558	Structural Engineer .....	275
84		B210	Office Assistant .....	85
85		B4	Bookkeeper .....	175
86		C152	Watchman .....	145
88		F351	Junior Electrical Engineer .....	160
91		M256	Mechanical Inspector .....	225
92		J4	Laborer at \$6 per day .....	
95		M252	Machinist's Helper at \$7.08 per day .....	
96		M254	Machinist at \$9 per day .....	
97		O152	Engineer of Hoisting and Portable Engines at \$11.40 per day .....	

Approved by Civil Service Commission.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Colman, McSheehy—2.

**Authorizing Conveyance of Certain Easements to County of San Mateo for Relocation of Belmont Canyon Road in Exchange for Portions of Old Road to be Abandoned.**

(Series of 1939)

Bill No. 407, Ordinance No..... as follows:

Authorizing conveyance of certain easements to County of San Mateo for relocation of Belmont Canyon Road in exchange for portions of old road to be abandoned.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. In accordance with the recommendation of the Public Utilities Commission, the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute a deed in the following form for the conveyance of certain easements to the County of San Mateo:

"CITY AND COUNTY OF SAN FRANCISCO, a municipal corporation, the first party, hereinafter referred to as City, pursuant to Ordinance No....., Bill No....., approved....., hereby grants to COUNTY OF SAN MATEO, party of the second part, hereinafter referred to as County, a surface right of way easement to construct, maintain and use a county road over certain real property situated in the County of San Mateo, State of California, conveyed to the City by Spring Valley Water Company by deed recorded March 3, 1930, in Book 491, at page 1, Official Records of San Mateo County, included within the boundaries of the following described parcel of land:

A portion of that certain 19,829 acre tract of land lying and being in the County of San Mateo, State of California, conveyed by Spring Valley Water Company to the City and County of San Francisco by deed recorded March 3, 1930, in Volume 491 of Official Records at pages 1 to 106 inclusive, San Mateo County Records, designated therein as Parcel No. 31, the particular portion of said tract hereby affected being bounded on the Northwest by the 139.7 acre tract of land conveyed from Hannibal and Mary Pullen to the County of San Mateo by deed recorded May 8, 1876, in Volume 26 of Deeds at page 193, San Mateo County Records, and on the Northeast by those certain subdivisions entitled "Map of Subdivision No. 8, Belmont Country Club Properties," and "Map of Subdivision No. 10, Belmont Country Club Properties," filed for record respectively on December 24, 1926, in Volume 14 of Maps at pages 65 to 68 inclusive, and on March 24, 1927, in Volume 15 of Maps at pages 29 to 38 inclusive, San Mateo County Records, said lands proposed to be acquired being more particularly described as follows, to-wit:

Beginning at a point in the center line of the Public Highway known as Ralston Avenue Cut-off at County Engineer's Station "H" 83+92.22 P. O. T. equating with County Engineer's Station "L" 0+00.00 B. C., said point being distant North 87° 50' 20" East 387.66 feet from the most southerly corner of that certain 139.7 acre tract of land conveyed from Hannibal and Mary Pullen to County of San Mateo by deed recorded May 8, 1876, in Volume 26 of Deeds at page 193, San Mateo County Records; thence from said point of beginning North 15° 49' 30" West 50.00 feet; thence on a curve to the left, tangent to a line which bears North 74° 10' 30" East, said curve having a radius of 550 feet and a central angle of 26° 32', an arc distance of 254.70 feet; thence North 47° 38' 30" East 778.14 feet; thence North 42° 21' 30" West 40.00 feet; thence North 47° 38' 30" East 450.92 feet; thence on a curve to the

right, tangent to last mentioned course, said curve having a radius of 1290 feet and a central angle of  $4^{\circ} 26' 30''$ , an arc distance of 100.00 feet; thence South  $37^{\circ} 55'$  East 40.00 feet; thence on a curve to the right, tangent to a line which bears North  $52^{\circ} 05'$  East, said curve having a radius of 1250 feet and a central angle of  $42^{\circ} 59'$ , an arc distance of 937.75 feet; thence North  $5^{\circ} 04'$  East 10.00 feet; thence on a curve to the right, tangent to a line which bears South  $84^{\circ} 56'$  East, said curve having a radius of 1260 feet and a central angle of  $5^{\circ} 20'$ , an arc distance of 117.29 feet; thence South  $79^{\circ} 36'$  East 188.11 feet; thence South  $10^{\circ} 24'$  West 10.00 feet; thence South  $79^{\circ} 36'$  East 95.69 feet to a point in the line dividing the lands of the grantor and the lands shown on "Map of Subdivision No. 10, Belmont Country Club Properties," recorded March 24, 1927, in Volume 15 of Maps, pages 29 to 38 inclusive, San Mateo County Records, said point being distant South  $49^{\circ} 28'$  East 925.93 feet from a 2" iron pipe at the intersection of said line with the southeasterly line of the said 137.9 acre tract of land; thence along said dividing line South  $49^{\circ} 28'$  East 99.60 feet to a point in the center line of said proposed Public Highway at County Engineer's Station "L" 29+81.83 P. O. T.; thence continuing along said dividing line South  $49^{\circ} 28'$  East 99.60 feet; thence leaving said dividing line North  $79^{\circ} 36'$  West 317.97 feet; thence South  $10^{\circ} 24'$  West 15.00 feet; thence North  $79^{\circ} 36'$  West 138.11 feet; thence North  $10^{\circ} 24'$  East 15.00 feet; thence on a curve to the left, tangent to a line which bears North  $79^{\circ} 36'$  West, said curve having a radius of 1150 feet and a central angle of  $52^{\circ} 45' 30''$ , an arc distance of 1058.93 feet; thence South  $47^{\circ} 38' 30''$  West 56.92 feet; thence South  $42^{\circ} 21' 30''$  East 25.00 feet; thence South  $47^{\circ} 38' 30''$  West 1050 feet; thence North  $42^{\circ} 21' 30''$  West 25.00 feet; thence South  $47^{\circ} 38' 30''$  West 122.14 feet; thence on a curve to the right, tangent to last mentioned course, said curve having a radius of 650 feet and a central angle of  $26^{\circ} 32'$ , an arc distance of 301.01 feet; thence North  $15^{\circ} 49' 30''$  West 50.00 feet to the point of beginning.

Containing 8.07 acres more or less.

The County shall have the right to extend and maintain culverts and the slopes of cuts and fills of said highway and connections thereto outside of the above described parcel of land, if necessary.

This grant is made subject to the abandonment by the County of the present county road leading from the northeasterly boundary line of Parcel No. 31, hereinbefore mentioned, to the Canada Road, the hereinabove described road taking the place of afore-said present county road, and this deed shall not become effective until such abandonment proceedings have been completed by the County and title to said present county road is vested in the City. Said present county road is described as follows:

All that portion of the old County Road from Belmont to Crystal Springs, known as Route 5, Section 2, San Mateo County Highways, 60 feet in width, lying 30 feet on either side of the following described center line, over and through that certain tract of land containing 19,829 acres more or less, described as Parcel No. 31 in deed from Spring Valley Water Company to City and County of San Francisco, filed for record March 3, 1930, in Volume 491 of Official Records at pages 1 to 106 inclusive, San Mateo County Records, the particular portion of said tract of land hereby affected being bounded on the Northwest by that certain 139.7 acre tract of land conveyed from Hannibal and Mary Pullen to the County of San Mateo by deed recorded May 8, 1876, in Volume 26 of Deeds at page 193, San Mateo County Records, and on the Northeast by those certain subdivisions entitled "Map of Subdivision No. 8, Belmont Country Club Properties," and "Map of Subdivision No. 10, Belmont Country Club Properties," filed for record respectively

on December 24, 1926, in Volume 14 of Maps at pages 65 to 68 inclusive, and on March 24, 1927, in Volume 15 of Maps at pages 29 to 38 inclusive, San Mateo County Records, the center line of said right of way proposed to be relinquished being more particularly described as follows, to-wit:

Beginning at a point in the center line of the County Road known as Route 5, Section 2 above mentioned, at County Engineer's Station 117+40.01 P. O. C. of the survey of said County Road, said point of beginning being on the line dividing the property of the City and County of San Francisco from Subdivisions No. 8 and No. 10, Belmont Country Club Properties, distant thereon South 49° 28' East 1132.17 feet from a 2 inch iron pipe at the intersection of said dividing line with the Southeasterly line of the 139.7 acre tract of the County of San Mateo (Relief Home Property) above mentioned; thence from said point of beginning on a curve to the left, tangent to a line which bears South 83° 13' 15" West, said curve having a radius of 200 feet and a central angle of 31° 13' 15", an arc distance of 108.98 feet; thence South 52° 00' West 62.63 feet; thence on a curve to the right having a radius of 120 feet and a central angle of 81° 54', an arc distance of 171.53 feet; thence North 46° 06' West 195.77 feet; thence on a curve to the left having a radius of 200 feet and a central angle of 44° 02', an arc distance of 153.71 feet; thence South 89° 52' West 21.91 feet; thence on a curve to the left having a radius of 450 feet and a central angle of 27° 07', an arc distance of 212.97 feet; thence South 62° 45' West 120.60 feet; thence on a curve to the right having a radius of 200 feet and a central angle of 33° 00', an arc distance of 115.19 feet; thence North 84° 15' West 14.14 feet; thence on a curve to the left having a radius of 100 feet and a central angle of 112° 59', an arc distance of 197.19 feet; thence South 17° 14' East 40.63 feet; thence on a curve to the left having a radius of 200 feet and a central angle of 37° 10', an arc distance of 129.74 feet; thence South 54° 24' East 7.27 feet; thence on a curve to the right having a radius of 90 feet and a central angle of 92° 06', an arc distance of 144.67 feet; thence South 37° 42' West 122.38 feet; thence on a curve to the right having a radius of 100 feet and a central angle of 46° 57', an arc distance of 81.94 feet; thence South 84° 39' West 40.78 feet; thence on a curve to the left having a radius of 200 feet and a central angle of 35° 13', an arc distance of 122.93 feet; thence South 49° 26' West 176.07 feet; thence on a curve to the right having a radius of 80 feet and a central angle of 107° 06', an arc distance of 149.54 feet; thence North 23° 28' West 122.36 feet; thence on a curve to the left having a radius of 150 feet and a central angle of 57° 23', an arc distance of 150.23 feet; thence North 80° 51' West 104.25 feet; thence on a curve to the left having a radius of 150 feet and a central angle of 55° 47', an arc distance of 146.04 feet; thence South 43° 22' West 229.93 feet; thence on a curve to the left having a radius of 500 feet and a central angle of 6° 20', an arc distance of 55.27 feet; thence South 37° 02' West 333.68 feet to a point known as Engineer's Station 152+72.49 P. O. T. equating with Engineer's Station 153+22.49 B. C., said point being distant South 76° 27' 20" West 636.42 feet from the most southerly corner of the 139.7 acre tract of land of the County of San Mateo hereinbefore mentioned.

Containing 4.87 acres of land more or less.

Saving and excepting therefrom that portion of the above described lands lying within the boundaries of the lands to be acquired by the County of San Mateo from the City and County of San Francisco for a proposed public highway.

This conveyance is also made subject to the following reservations and conditions:



1. The City its successors and assigns shall have the right at all times hereafter to construct, reconstruct, operate, maintain, use, repair, renew, replace, remove, increase and/or change the number and size of pipes, pipe lines and/or conduits for the transmission, distribution and/or sale of water, or for other public utilities of the City, with the usual and necessary appliances and appurtenances attached thereto or connected therewith, under and along or over the lands herein described; provided that the City, before commencing any operation within the scope of said rights so reserved shall notify the County of the fact and the nature of the work intended to be done, in order that the County may suggest changes therein or may make other recommendations in connection therewith, said suggestions or recommendations to be advisory and shall not bind the City. Any paving or surfacing of said county road removed or damaged in any construction or repair work by the City shall be restored by the City at its expense to the same condition as existed immediately prior to such work.

2. The County shall at its own expense construct and maintain a county road over and upon the lands hereinabove described and shall forever hold the City free from any obligation, liability and/or expense in connection with the construction, reconstruction, maintenance or repair of said road, the necessity for which construction, reconstruction, maintenance or repair shall result from any cause whatsoever, except when such construction, reconstruction, and maintenance or repair shall result from the City's exercise of its rights herein reserved.

3. The easement of right of way hereby granted is and shall be for a county road only, and the County shall not grant any rights in the lands herein described to any person, firm, corporation, municipality or other public body without the written consent and approval of the City first had and obtained.

4. The County shall not construct any sub-surface drainage, culverts or other permanent structures on the land herein described in such manner or location that said subsurface drainage, culverts or structures shall interfere with the free and unobstructed exercise of the rights herein reserved to the City.

5. The County shall construct a road to connect with the existing private road of the San Francisco Water Department leading to the Devonshire Hills, said road to be constructed in a manner satisfactory to and subject to the approval of the Chief Engineer and General Manager of the San Francisco Water Department.

6. The County shall fence both sides of the right of way to be conveyed, with the San Francisco Water Department's standard fencing, consisting of metal posts with six strands of barbed wire and wire gates where necessary. The south side of said right of way shall be fenced before removing the present fence and temporary fences shall be constructed on the north side of the right of way whenever it is necessary to destroy the present fence to carry on work, to the end that the County shall at all times use every means necessary to protect the adjoining lands of the Water Department from trespass. All of said fences and gates shall be constructed by the County in a manner satisfactory to and subject to the approval of the General Manager and Chief Engineer of the San Francisco Water Department.

7. The County shall remove all pavement, fences or other structures from the unused portions of the old highway and leave the ground in a satisfactory condition. All fencing removed shall be placed in neat and orderly stacks at locations accessible from the road.

8. The County, its representatives, officers, agents, employees,



contractors and licensees will not at any time commit any act upon the lands of the City through and over which said county road is located which will in any wise tend to contaminate or impair the potability of the waters of the Crystal Springs Reservoir, and/or any of the streams, the waters of which run into said reservoir; the sanitation and sanitary arrangements shall at all times be in accordance with the direction of and subject to the approval of the General Manager and Chief Engineer of the San Francisco Water Department and the Board of Health of the County of San Mateo and the California State Board of Health, and the County shall abide by such regulations; and all ordinances, regulations and laws for the protection of water supplied for domestic and other purposes shall be observed by all persons engaged in the construction of said road.

9. The County agrees to pay any damages to the City and/or its tenants occurring to crops or live stock on said right of way and on adjoining lands, resulting from the construction, maintenance or operation of said road on said right of way by the County.

10. In case of breach by the County of any of the terms and conditions of this deed, all rights hereunder shall cease at the option of the City, whereupon the County shall surrender possession of the property to the City.

Approved as to form by the City Attorney.

Approved by the Director of Property.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Colman, McSheehy—2.

**Amending Section 1 and Section 3 of Ordinance No. 9.051526 Entitled "Establishing Revolving Funds for the Recorder and Providing for the Operation of Said Funds and Appropriating the Moneys Therefor" and Authorizing a Supplemental Appropriation.**

(Series of 1939)

Bill No. 408, Ordinance No. ...., as follows:

Amending Section 1 and Section 3 of Ordinance No. 9.051526 entitled "Establishing Revolving Funds for the Recorder and Providing for the Operation of Said Funds and Appropriating the Moneys Therefor" and authorizing a supplemental appropriation.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 1 of Ordinance No. 9.051526 is hereby amended to read as follows:

"Sec. 1. There are hereby established the following revolving funds for the Recorder:

(a) The Recorder's Change Fund, the amount of which shall not exceed \$50.00.

(b) The Recorder's Revolving Fund, the amount of which shall not exceed \$100.00."

Sec. 2. Section 3 of Ordinance No. 9.051526 is hereby amended to read as follows:

"Sec. 3. The Recorder's Revolving Fund shall be used to pay expenses incident to the conduct of the Recorder's office which cannot be conveniently paid by warrants drawn upon the Treasurer of the City and County, and for the purpose of advancing the legally prescribed recording fees in connection with the recording of instruments to which the United States is a party."

Sec. 3. There is hereby appropriated from the surplus existing in appropriation No. 930.101.00—1939-40 Annual Appropriation Ordinance the sum of \$50.00 for the purposes recited herein.

Recommended by the Recorder.

Recommended by the Director of Finance and Records.

Recommended by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to Funds Available by the Controller.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Colman, McSheehy—2.

**Authorizing the Recreation Department of the City and County of San Francisco to Acquire Membership in Certain Organizations and Authorizing the Fees for Said Memberships to be Paid From the Funds of the Recreation Commission.**

(Series of 1939)

Bill No. 410, Ordinance No....., as follows:

Authorizing the Recreation Department of the City and County of San Francisco to acquire membership in certain organizations and authorizing the fees for said memberships to be paid from the funds of the Recreation Commission.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The Recreation Department of the City and County of San Francisco is hereby authorized to acquire membership in the following associations and organizations:

(a) American Association of Museums, Washington, D.C., at a cost of \$10.00 per year;

(b) Women's Division, National Amateur Athletic Federation, New York City, at a cost of \$5.00 per year;

(c) National Recreation Association, New York City, no fixed dues;

(d) Northern California Drama Association, San Francisco, at a cost of \$1.50 per year;

(e) California Conference of Social Work, San Francisco, at a cost of \$10.00 per year;

(f) American Association for Health and Physical Education, Ann Arbor, Michigan, at a cost of \$5.00 per year.

Representative or representatives of the Recreation Department is or are authorized to attend the meetings of the associations mentioned in subdivisions (c), (d), (e) and (f) when funds for that purpose are made available.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Finally passed* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Colman, McSheehy—2.

### Final Passage

The following recommendation of Joint Streets and Finance Committee was taken up:

#### Changing Sidewalk Widths on Eureka Street Between 17th Street and 23rd Street (Series of 1939)

Bill No. 409, Ordinance No. ...., as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered Twelve Hundred and Thirty-four (1234).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office October 3, 1939, by adding thereto a new section to be numbered Twelve Hundred and Thirty-four (1234) to read as follows:

#### Section 1234.

The width of sidewalks on Eureka Street between Seventeenth Street and Twenty-third shall be 10 feet.

Approved as to form by the City Attorney.

*October 16, 1939—Referred by Board to Joint Finance and Streets Committee.*

*Finally passed* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Colman, McSheehy—2.

## NEW BUSINESS

## Adopted

The following recommendations of Finance Committee were taken up:

**Land Purchase—Bernal Heights Blvd.**

(Series of 1939)

Resolution No. 643, as follows:

**Land Purchase—Bernal Heights Blvd.**

Resolved, in accordance with the recommendation of the Department of Public Works, that the City and County of San Francisco accept a deed from Northern Counties Title Insurance Company, a corporation, or the legal owner, to Lot 63, Assessor's Block 5549, San Francisco, required for the Bernal Heights Boulevard, and that the sum of \$150.00 be paid for said land from Appropriation No. 948.947.58. The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to Funds Available by the Controller.

*Adopted* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Colman, McSheehy—2.

**Land Purchase—Portola Drive Widening 24th to 26th Streets**

(Series of 1939)

Resolution No. 644, as follows:

**Land Purchase—Portola Drive Widening, 24th to 26th Streets.**

Resolved, in accordance with the recommendation of the Department of Public Works, that the City and County of San Francisco accept a deed from Samuel Whitehead, Executor of the Last Will and Testament of Rosa Levitsky, Deceased, or the legal owner to Lot 12, Assessor's Block 2832, San Francisco, required for the widening of Portola Drive, and that the sum of \$575.00 be paid for said land from Appropriation No. 977.934.58. The City Attorney shall examine and approve the title of said property.

Approved by the Director of Property.

Recommended by the Director of Public Works.

Description approved by City Engineer.

Approved as to form by the City Attorney.

Approved as to Funds Available by the Controller.

*Adopted* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Colman, McSheehy—2.

## Land Purchase—Third Street Widening

(Series of 1939)

Resolution No. 645, as follows:

Land Purchase—Third Street Widening.

Resolved, in accordance with the recommendation of the Department of Public Works, that the City and County of San Francisco purchase certain land situated in the City and County of San Francisco, State of California, from the following named parties, or the legal owners, for the sums set forth below, required for the widening of Third Street, payable from Appropriation No. 977.931.58:

Reis Estate Company.....\$21,531.00

Portion of Lot 2,

Assessor's Block 4059.

Olga Adams Sudheimer.....\$ 538.75

Portion of Lot 5,

Assessor's Block 4044.

The above amounts include damages in full to the improvements now located on said property.

Reference is hereby made to the written offers on file in the office of the Director of Property from the above named parties for particular descriptions of said parcels of land.

The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to Funds Available by the Controller.

Description approved by City Engineer.

*Adopted by the following vote:*

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Colman, McSheehy—2.

## Wage Scales—Private Employment on Public Contracts

(Series of 1939)

Resolution No. 646, as follows:

Resolved, That the highest general prevailing rate of wages paid in private employment to various crafts in the City and County of San Francisco, including wages paid on holidays and for overtime work, is hereby determined and declared to be as herein set forth. Except as herein otherwise specifically provided, the wages herein fixed are for journeymen and are based on an eight hour-day, five days per week.

## SECTION 1—BUILDING AND CONSTRUCTION TRADES

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Asbestos Workers .....	\$1.25	Double time after 8 hours.
Asphalt Rakers and Ironers .....	1.10	Time and one-half first 4 hours after 8 hours; double thereafter
Asphalt Shovelers .....	.81¼	Time and one-half first 4 hours after 8 hours; double thereafter

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Bricklayers and Stone Masons (6-hour day), (including granite curbs) .....	1.75	Double time after 6 hours
Bricklayers' tenders and hod carriers (6-hour day), (\$1 day extra for work underground) .....	1.25	Double time after 6 hours
Carpenters & cabinet makers (including hardwood floor-men) .....	1.25	Time and one-half first 4 hours after 8 hours; double thereafter
Cement Finishers .....	1.25	Double time after 8 hours
Cribbers .....	1.10	Time and one-half first 4 hours after 8 hours; double thereafter
Electrical Workers (including Fixture Hangers) .....	1.37½	Double time after 8 hours
Elevator Constructors .....	1.50	Double time after 8 hours
Elevator Constructors' Helpers .....	1.05	Double time after 8 hours
Engineers:		
Compressor operators (on steel erection) .....	1.25	Double time after 8 hours
Derricks and Asphalt Plant .....	1.50	Double time after 8 hours
Building Material Hoists..	1.37½	Double time after 8 hours
Pile Drivers, Locomotive Cranes .....	1.50	Double time after 8 hours
Roller Engineers and Clamshell Operators, Concrete Mixers and Mechanical Finishers, Asphalt Burners and Concrete Busters .....	1.50	Double time after 8 hours
Trench Machine .....	1.50	Double time after 8 hours
Firemen (Asphalt Plants) .....	1.10	Double time after 8 hours
Truck Crane Engineers ....	1.66⅔	Double time after 8 hours
Caterpillar Engineer, 50 h.p. and Over .....	1.50	Double time after 8 hours
Operators of Power Shovels and/or Other Excavating Equipment with Power Shovel Control When Used on Excavating Operations (6-hour day) .....	2.00	Double time after 6 hours
Shovel Firemen, Watchman Oiler (6-hour day) .....	1.33⅓	Double time after 6 hours
Glass Workers, Including Art Glass .....	1.21	Time and one-half first 2 hours after 8 hours; double thereafter
Gunite Workers:		
Nozzle Men .....	1.25	Double time after 8 hours
Rod Men .....	1.25	Double time after 8 hours
Finishers .....	1.25	Double time after 8 hours
Ground Wire Men .....	1.25	Double time after 8 hours
Gun Men .....	.90	Double time after 8 hours
Mixer Men .....	1.00	Double time after 8 hours
Rebound Men .....	.81¼	Double time after 8 hours
Foreman (\$1 per day above highest craftsman) .....		Double time after 8 hours
Housesmiths:		
Reinforced Concrete .....	1.25	Double time after 8 hours
Iron Workers:		
Bridge, Structural, Rigger .....	1.60	Double time after 8 hours
Derrick Engineers .....	1.50	Double time after 8 hours



<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Bronze and Ornamental (including erection of steel and iron fences) .....	1.25	Time and one-half first 4 hours after 8 hours; double thereafter
Laborers: .....		Time and one-half first 4 hours after 8 hours; double thereafter
Construction and General ..	.81¼	Time and one-half first 4 hours after 8 hours; double thereafter
Mixer Operators .....	.87½	Time and one-half first 4 hours after 8 hours; double thereafter
Jackhammer Men .....	.97	Time and one-half first 4 hours after 8 hours; double thereafter
Vibrator Man (Over 2½-inch shaft diameter) .....	.97	Time and one-half first 4 hours after 8 hours; double thereafter

Hours of Work for Laborers: Hours of work for laborers shall not exceed eight hours in any one day, said eight hours to commence at 8:00 a. m. and to continue for eight continuous hours thereafter, provided, however, that where shift work is necessary the following conditions shall prevail:

First shift shall commence at 8:00 a. m. and continue for eight hours of continuous work, and the second shift shall commence at 5:00 p. m. and continue for eight hours continuous work. Provided further, that the time not exceeding one hour allowed for meals during any one shift shall not be deemed to break the continuity of work. Where more than two shifts are employed, each shift shall work seven hours of continuous work.

Compensation for all service between 8:00 a. m. and 5:00 p. m., 81¼ cents per hour. Where second shift only is used, 81¼ cents per hour. Where three shifts are used, eight hours' pay at 81¼ cents per hour for seven hours' work, except in shift work all time before 8:00 a. m. and after 5:00 p. m. overtime rate shall prevail.

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Lathers (6-hour day) wood and/or metal .....	1.60	Double time after 6 hours
Marble Trades:		
Shopmen and Helpers .....	.81¼	Time and one-half first 4 hours after 8 hours; double thereafter
Polishers .....	.78¾	Time and one-half first 4 hours after 8 hours; double thereafter
Bed Rubbers .....	.84⅜	Time and one-half first 4 hours after 8 hours; double thereafter
Cutters, Coppers, Carborundum Men .....	.90	Time and one-half first 4 hours after 8 hours; double thereafter
Carvers .....	1.02½	Time and one-half first 4 hours after 8 hours; double thereafter
Marble Masons and Setters ..	1.31¼	Time and one-half first 4 hours after 8 hours; double thereafter
Mosaic and Terazzo Workers	1.12½	Time and one-half after 8 hours
Mosaic and Terazzo Workers' Helpers .....	.75	Time and one-half after 8 hours
Mucker .....	.90	Time and one-half first 4 hours after 8 hours; double thereafter
Painters .....	1.25	Time and one-half after 7 hours
Painters, Structural Iron Work .....	1.37½	Time and one-half after 8 hours

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Painters, Varnishers and Polishers .....	1.10	Time and one-half after 8 hours
Pile Drivers .....	1.40	Double time after 8 hours
Plasterers (6-hour day) .....	1.66 $\frac{2}{3}$	Double time after 6 hours
Plasterers' Tenders and Hod Carriers (6-hour day) .....	1.40	Double time after 6 hours
Plumbers and Gas Fitters (including pipe calking)....	1.40	Double time after 8 hours; Saturday morning at straight time on existing installations
Ornamental Plasterers:		
Casters (6-hour day) .....	1.50	Double time after 6 hours
Model Makers (6-hour day) .....	1.50	Double time after 6 hours
Modelers (6-hour day).....	2.00	Double time after 6 hours
Roofers and Waterproofers....	1.21	Time and one-half first 4 hours after 8 hours; double thereafter
Sheet Metal Workers .....	1.25	Time and one-half first 4 hours after 8 hours; double thereafter
<i>Sprinkler Fitters</i> .....	1.37 $\frac{1}{2}$	Double time after 8 hours
<i>Sprinkler Fitters' Helper</i> .....	.77	Double time after 8 hours
Steam Fitters .....	1.37 $\frac{1}{2}$	Double time after 8 hours
Stone Cutters:		
Soft and granite, including granite curbs .....	1.12 $\frac{1}{2}$	Time and one-half first 4 hours after 8 hours; double thereafter
Stone Derrickmen .....	1.25	Double time after 8 hours
Tile Setters .....	1.37 $\frac{1}{2}$	Double time after 8 hours
Tile Setters' Helpers .....	.87 $\frac{1}{2}$	Double time after 8 hours
Timberman (tunnel) .....	1.10	Time and one-half first 4 hours after 8 hours; double thereafter
Dump Truck Drivers (7-hour Day)		
2 yards or less, water level per day.....		\$ 7.00
3 yards, water level per day.....		7.50
4 yards, water level per day.....		8.00
5 yards, water level per day.....		8.00
6 yards, water level per day.....		8.50
7 yards, water level per day.....		9.00
Over 7 yards, water level per day.....		10.00
Truck Drivers of Concrete Mixer Trucks (7-hour Day)		
2 yards or less per day.....		\$ 7.50
3 yards per day.....		8.00
4 yards per day.....		8.50
5 yards per day.....		8.50
6 yards per day.....		9.00
Tractor Driver (up to 35 h.p.)		
(6-hour day) .....	8.00	Time and one-half after 6 hours
Tractor Driver (over 35 h.p. to 50 h.p.) (6-hour day) .....	9.00	Time and one-half after 6 hours
(Working time for truck drivers, tractor drivers and all engineers shall be reckoned by half day and full day. Overtime for truck drivers at time and a half after seven hours.)		

## SECTION 2—BUILDING TRADE—SHOP RATES

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Cabinet Workers, Millmen, Machine and Bench Hands (Shop) .....	\$1.06 $\frac{1}{4}$	
Varnishers and Polishers (Shop) .....	1.10	

## SECTION 3—METAL TRADES—FIELD RATES

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Blacksmiths .....	\$1.30	Time and one-half after 8 hours
Boilermakers .....	1.50	Time and one-half after 8 hours
Boilermakers' Helpers .....	1.25	Time and one-half after 8 hours
Machinists .....	1.25	Double time after 8 hours
(On new work)		
Machinists' Helpers .....	.85	Double time after 8 hours
(On new work)		
Machinist (Maintenance) ....	1.12½	Double time after 8 hours

## SECTION 4—METAL TRADES—SHOP RATES

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Pattern Makers (based on 7-hour day) .....	\$1.50	Time and one-half first 4 hours after 7 hours; double thereafter
Molders and Coremakers .....	1.10	Time and one-half first 4 hours after 8 hours; double thereafter
Blacksmiths .....	1.30	Time and one-half first 4 hours after 8 hours; double thereafter
Blacksmiths' Helpers .....	.75	Time and one-half first 4 hours after 8 hours; double thereafter
Boilermakers .....	1.10	Time and one-half first 4 hours after 8 hours; double thereafter
Boilermakers' Helpers .....	.75	Time and one-half first 4 hours after 8 hours; double thereafter
Machinists .....	1.00	Double time after 8 hours
Machinists (Maintenance) ..	1.12½	Double time after 8 hours
Machinists' Helpers .....	.75	Double time after 8 hours
Machinists' Helpers (Maintenance) .....	.85	Double time after 8 hours
Ornamental Iron Workers (Shop) .....	1.12½	Time and one-half first 4 hours after 8 hours; double thereafter

*Rates of Pay for Classifications in Structural Iron Works (Shop)*

	<i>Per Hour</i>		<i>Per Hour</i>
Template Maker .....	\$ .90	Duplicator .....	.625
Layrerout .....	.90	Fitter Helper .....	.60
Flange Turner .....	.90	Craneman .....	.60
Fitter .....	.85	Slinger .....	.575
Welder .....	.85	Heater Boy .....	.575
Blacksmith .....	.80	Reamer .....	.575
Riveter .....	.80	Bolt Threader .....	.575
Burner .....	.70	Painter, Brush .....	.575
Multiple Drill Operator .....	.70	Painter, Spray .....	.725
Rack Punch Operator .....	.70	Sand Blaster .....	.725
Bulldozer .....	.65	Miscellaneous Helpers:	
Drill Press Operator .....	.65	Over 3 months' experience .....	.575
Millman .....	.65	Less than 3 months' experience .....	.50
Punchman .....	.65	Toolmaker .....	1.10
Shearman .....	.65	Time and one-half first 4 hours	
Holderon .....	.65	after 8 hours; double thereafter	
Bolt and Rivet Maker .....	.60		

## SECTION 5—MISCELLANEOUS TRADES

<i>Craft</i>	<i>Rate</i>	<i>Craft</i>	<i>Rate</i>
Well Drillers .....	\$1.10	Powderman .....	1.10
Well Drillers (hand tool foremen) .....	1.10	Washers, Polishers and Greasers (garagemen) .....	.75
Diamond Drillers .....	1.10	<i>Overtime Rate</i>	

## SECTION 6—CULINARY WORKERS

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Head Cook .....	\$37.50	\$1.50 hour
Other Cooks .....	32.50	\$1.50 hour
Cooks' Helpers .....	25.00	\$1.50 hour (Short shifts, not less than 3 hours, \$1 hour)
Waiters .....	21.00	\$0.75 hour
Waitresses .....	21.00	\$0.75 hour
Dishwasher and Vegetable Man (straight shift) .....	17.50	\$0.50 hour
Dishwasher and Vegetable Man (broken shift) .....	20.00	\$0.50 hour

## SECTION 7—FURNITURE TRADES

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Carpet Layers, Cutters and Measurers (Linoleum, Cork, Rubber and Mastic) .....	\$10.00	Double time after 8 hours
Carpet Seamstresses (large machines) .....	6.60	Double time after 8 hours
Carpet Seamstresses (small machines) .....	6.05	Double time after 8 hours
Carpet Layers' Apprentices:		
1st 6 months out .....	5.00	Double time after 8 hours
2d 6 months out .....	5.50	Double time after 8 hours
3d 6 months out .....	6.25	Double time after 8 hours
4th 6 months out .....	7.00	Double time after 8 hours
5th 6 months out .....	8.00	Double time after 8 hours
6th 6 months out .....	9.00	Double time after 8 hours
	<i>Rate</i>	<i>Overtime Rate</i>
Shade and Drapery Makers and Hangers (including Venetian Blinds) .....	8.80	Time and one-half first 4 hours after 8 hours; double thereafter
Upholsterers .....	8.80	Time and one-half first 4 hours after 8 hours; double thereafter
Furniture Handlers, Packers and Strippers .....	6.60	Time and one-half first 4 hours after 8 hours; double thereafter
Drapery Seamstresses .....	5.10	Time and one-half first 4 hours after 8 hours; double thereafter

## SECTION 8—DREDGE BOATS

(8-hour day—4-hour Saturday)

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Dredge Captain .....	\$270	Double time after 8 hours
Leverman .....	245	Double time after 8 hours
Fireman .....	170	Double time after 8 hours
Deckhand .....	170	Double time after 8 hours
Bargeman .....	170	Double time after 8 hours

Wherever welding processes are involved the rate paid for such shall be as herein fixed for the crafts performing the work.

Saturdays and holiday work at double time. Holidays are New Year's Day, Decoration Day, Fourth of July, Labor Day, Admission Day, Armistice Day, Thanksgiving and Christmas.

Nothing herein shall prevent the employment of apprentices properly indentured in accordance with federal or state laws or regulations and at rates of pay as determined in apprentice indentures approved by the State Department of Industrial Relations and/or in accordance with labor standards set up by the State Apprenticeship Council.

*Adopted* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Colman, McSheehy—2.

### Land Purchase—Sigmund Stern Recreational Grove—Parcel 3 (Series of 1939)

Resolution No. 647, as follows:

Land purchase—Sigmund Stern Recreational Grove—Parcel 3.

Resolved, In accordance with the recommendation of the Recreation Department that the City and County of San Francisco accept a deed from GEORGE I. BUTLER, or the legal owners, to Lots 16 to 26 inc., Assessor's Block 2488, San Francisco, and that the sum of \$10,697.78 be paid for said land from Appropriation No. 913.600.10, required for the Sigmund Stern Recreational Grove.

The City Attorney shall approve the title to said property.

Recommended by the Recreation Department.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*November 13, 1939—On motion of Supervisor Uhl, consideration postponed until November 20, 1939.*

*Adopted* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Colman, McSheehy—2.

### Passage for Second Reading

The following recommendations of the Finance Committee were taken up:

**An Ordinance Amending Section 43 (Department of Public Works—Bureau of Building Repair) of Bill 192, Ordinance 186, by decreasing the Number of Employments Under Item 10 from 10 to 7 A204 Cement Finisher's Helper at \$8.00 per day.**

(Series of 1939)

Bill No. 412, Ordinance No....., as follows:

**An ordinance amending Section 43 (Department of Public Works—Bureau of Building Repair) of Bill 192, Ordinance 186, by decreasing**

the number of employments under Item 10 from 10 to 7 A204 Cement Finisher's Helper at \$8.00 per day.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 43 of Bill 192, Ordinance 186, is hereby amended to read as follows:

#### Section 43. DEPARTMENT OF PUBLIC WORKS—

##### BUREAU OF BUILDING REPAIR

Employments as required on miscellaneous repair of public buildings, including schools, as provided in Section 95 of the Charter. Number of employments is enumerated wherever the employee has attained permanent civil service tenure in this department. The employments are *not* established as continuing positions but "as needed" when the services are required and the funds are provided.

##### INTERDEPARTMENTAL

Item No.	No. of Employees	Class No.	Class-Title	
1		A56	Bricklayer .....	day \$ 12
3		A58	Marble Setter's Helper .....	day 6
4		A60	Marble Setter .....	day 10
5	1	A62	Tile Setter .....	day 10
5.1	1	A152	Hodcarrier .....	day 10
6	21	A154	Carpenter .....	day 9
7		A158	Sub-Foreman Carpenter .....	day 9.50
7.1	1	A160	Foreman Carpenter, D.P.W. ....	day 10
10	7	A202	Cement Finisher's Helper.....	day 8
11	5	A204	Cement Finisher .....	day 9
12	3	A252	Glazier .....	day 8.80
13	1	A253	Sub-Foreman Glazier .....	day 9.50
14	1	A302	Locksmith .....	day 9
15	1	A302	Locksmith .....	per month 200
16	31	A354	Painter .....	day 9.75
16.1	3	A357	Foreman Painter .....	day 11
17		A380	Paper Hanger .....	day 10
18	1	A392	Plasterer .....	day 12
18.1		A396	Lather .....	day 10
19	25	A404	Plumber .....	day 10
20	12	A456	Sheet Metal Worker .....	day 10
21	1	A458	Sub-Foreman Sheet Metal Worker.....	day 10.50
22	10	A504	Steamfitter .....	day 10
23	1	A551	Apprentice .....	day 7
24	1	A551	Apprentice .....	day 6.50
24.1	1	A600	Roofer .....	day 9.68
25	1	B222	General Clerk .....	day 7
26	1	C152	Watchman .....	per month 145
27	1	C202	Window Cleaner .....	per month 155
28	1	E108	Electrician .....	per month 225
29	8	E108	Electrician .....	day 10
30	1	J4	Laborer .....	day 6
Teams and trucks at rates established by purchaser's contract.				

Approved by the Civil Service Commission.

Approved as to Form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Colman, McSheehy—2.



An Ordinance Amending Section 51 (Department of Public Works—Bureau of Streets) of Bill 192, Ordinance 186, by Increasing the Number of Employments Under Item 3 from 2 to 5 A202 Cement Finisher's Helper at \$8.00 per day and Increasing the Number of Employments Under Item 4 from 2 to 3 A204 Cement Finisher at \$9.00 per day.

(Series of 1939)

Bill No. 413, Ordinance No....., as follows:

An ordinance amending Section 51 (Department of Public Works—Bureau of Streets) of Bill 192, Ordinance 186, by increasing the number, of employments under Item 3 from 2 to 5 A202 Cement Finisher's Helper at \$8.00 per day and increasing the number of employments under Item 4 from 2 to 3 A204 Cement Finisher at \$9.00 per day.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 51 of Bill 192, Ordinance 186, is hereby amended to read as follows:

**Section 51. DEPARTMENT OF PUBLIC WORKS—  
BUREAU OF STREETS**

Item No.	No. of Employees	Class No	Class-Title	Maximum Monthly Rate
1	1	F220	General Superintendent of Streets .....	\$ 500
2	1	O298	Supervisor of Street Repair .....	325

**Division of Street Repair**

The occupants of the following positions have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No	Class-Title	Maximum Monthly Rate
3	5	A202	Cement Finisher's Helper at \$8 per day.....	
4	3	A204	Cement Finisher at \$9 per day .....	
5	1	B210	Office Assistant at \$5.40 per day.....	
6	29	J4	Laborers at \$6 per day .....	
7	2	J12	Laborer, Foreman, at \$7 per day .....	
8	1	M254	Machinist at \$9 per day .....	
9	10	O1	Chauffeur at \$8 per day .....	
10	3	O1	Chauffeur at \$7.50 per day .....	
11	3	O152	Engineer Hoisting Port. Engine at \$11.40 per day .....	
12	1	O168	Engineer, Stationary Steam Engines .....	\$ 220
13	1	O252	Dryerman at \$9 per day .....	
14	1	O254	Foreman, Asphalt Plant at \$10 per day....	
15	4	O260	Rammer at \$7 per day .....	
16	2	O264	Paver at \$8 per day .....	
17	5	O268	Granite Cutter at \$9.50 per day.....	
17.1	1	O270	Foreman Granite Cutter at \$10.50 per day .....	
18	2	O274	Asphalt Mixerman at \$9 per day.....	
19	25	O276	Asphalt Workers at \$7.50 per day.....	
20	11	O278	Asphalt Finishers at \$8 per day .....	
20.1	4	O280	Sub-Foreman, Asphalt Finisher, at \$8.50 per day .....	
21	2	O282	Foreman Asphalt Finisher, at \$9 per day .....	
22	1	O294	General Foreman, Street Repair .....	275
23	1	O294	General Foreman, Street Repair .....	250
24	1	O294	General Foreman, Street Repair .....	225

**Bridges**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
25	7	C153	Bridge Attendant .....	155
26	4	C153	Bridge Attendant .....	145
27	10	O168	Engineer Stationary Steam Engines.....	220
28	1	O168	Engineer Stationary Steam Engines (Relief) at rate of .....	220
29	1	O172	Chief Engineer Stationary Steam Engines Teams and trucks, as needed, at rates established by purchaser's contract.	275

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Colman, McSheehy—2.

**An Ordinance Amending Section 70b (Public Utilities Commission—Electric Power Bureau) of Bill 192, Ordinance 186, by Establishing the Numbers of Present Permanent Positions and by Transferring to This Section Certain Positions Formerly Established in Section 71.**

(Series of 1939)

Bill No. 414, Ordinance No. ...., as follows:

An ordinance amending Section 70b (Public Utilities Commission—Electric Power Bureau) of Bill 192, Ordinance 186, by establishing the numbers of present permanent positions and by transferring to this section certain positions formerly established in Section 71.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 70b of Bill 192, Ordinance 186, is hereby amended to read as follows:

**Section 70b. PUBLIC UTILITIES COMMISSION—  
ELECTRIC POWER BUREAU .**

**INTERDEPARTMENTAL EMPLOYMENTS AS NEEDED.**

These positions are paid from appropriations for interdepartmental services. The employments are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1		A106	Building Inspector .....	\$ 225
2		A154	Carpenter at \$9 per day.....	
3		A204	Cement Finisher at \$9 per day.....	
4		B210	Office Assistant .....	85
4.1	2	B408	General Clerk-Stenographer .....	155
5		B412	Senior Clerk-Stenographer .....	200
6		mon,	General Clerk-Typist .....	155
7.		Supervis	Janitor .....	145

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
8		E108	Electrician at \$9 per day.....	
9		E113	Foreman Electrician, Public Utilities Commission .....	225
10		E154	Lineman at \$7.40 per day.....	
11		E156	Cable Splicer at \$10.50 per day.....	
12		E155	Cable Splicer's Helper at \$8 per day.....	
13	1	F104	Architectural Estimator .....	250
14	1	F202	Inspector Public Works Construction.....	200
14.1	2	F204	Civil Engineering Inspector.....	225
15		F252	Junior Civil Engineering Draftsman.....	160
16	2	F254	Civil Engineering Draftsman.....	200
16.1	1	F258	Senior Civil Engineering Draftsman.....	225
17		F260	Civil Engineering Designer.....	250
18	1	F351	Junior Electrical Engineer.....	160
18.1	1	F352	Electrical Engineering Draftsman.....	200
19	2	F354	Electrical Engineering Designer.....	250
19.1	3	F356	Electrical Engineering Inspector.....	225
19.2	1	F362	Electrical Engineer .....	300
20	1	F370	Chief Electrical Engineer.....	650
20.1	1	F404	Hydraulic Engineering Designer.....	265
21	1	F452	Mechanical Draftsman .....	200
22		F454	Mechanical Engineering Designer.....	250
23	1	F456	Designer Street Railway Equipment.....	290
24		F552	Structural Draftsman .....	225
25		J4	Laborers at \$6 per day.....	
26		M256	Mechanical Inspector .....	225
27		O16	Truck Driver-Laborer at \$8 per day.....	
28			Street Lighting Foreman.....	200
29			Street Lighting Man.....	175
Truck and teams at rates established by Purchaser's contracts. Subject to prior approval of the Civil Service Commission, other classifications as needed for contract work at rates not to exceed that prevailing for the particular classification for private employment on public contracts.				

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Colman, McSheehy—2.

**An Ordinance Amending Section 71 (Public Utilities Commission—Engineering) of Bill 192, Ordinance 186, by Deleting Certain Positions Transferred to Section 70b.**

(Series of 1939)

Bill No. 415, Ordinance No....., as follows:

An ordinance amending Section 71 (Public Utilities Commission—Engineering) of Bill 192, Ordinance 186, by deleting certain positions transferred to Section 70b.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 71 of Bill 192, Ordinance 186, is hereby amended to read as follows:

### Section 71. PUBLIC UTILITIES COMMISSION—ENGINEERING.

These positions are paid from appropriations for temporary or inter-departmental services. The employments are not established as continuing but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	3	A106	Building Inspector .....	\$ 225
2	1	B10	Accountant .....	275
3	1	B210	Office Assistant .....	85
7	1	B408G	General Clerk-Stenographer .....	155
8	1	B512	General Clerk-Typist .....	160
9	2	B512	General Clerk-Typist .....	155
10	1	F102	Architectural Draftsman .....	200
12	1	F106	Architectural Designer .....	250
13	1	F108	Architect .....	300
15	4	F204	Civil Engineering Inspector .....	225
16	1	F206	Senior Civil Engineering Inspector.....	250
17	2	F214	Construction Engineer .....	300
18	1	F252	Junior Civil Engineering Draftsman.....	160
20	1	F254	Civil Engineering Draftsman.....	240
21	1	F254	Civil Engineering Draftsman.....	225
22	4	F254	Civil Engineering Draftsman.....	200
24	1	F258	Senior Civil Engineering Draftsman.....	240
25	2	F258	Senior Civil Engineering Draftsman.....	225
26	1	F260	Civil Engineering Designer .....	250
37	1	F401	Junior Hydraulic Engineer.....	160
38	3	F404	Hydraulic Engineering Designer.....	265
39	1	F404	Hydraulic Engineering Designer.....	250
40	1	F406	Assistant Hydraulic Engineer.....	330
42	1	F452	Mechanical Draftsman .....	200
44	1	F454	Mechanical Engineering Designer.....	250
47	1	F518	Office Engineer .....	350
49	1	F552	Structural Draftsman .....	225
50	1	F554	Structural Engineering Designer .....	275
51	1	F556	Structural Engineering Inspector .....	250
52	1	F605	Surveyor's Field Assistant .....	175
53	1	M256	Mechanical Inspector .....	225
55	1	O1	Chauffeur .....	170
57	1	O152	Engineer, Hoisting and Portable engines, \$11.40 per day .....	

### CLASSIFICATIONS AS NEEDED

58	F12	Consulting Engineer, Utilities .....	650
59	F102	Architectural Draftsman .....	200
60	F104	Architectural Estimator .....	250
61	F106	Architectural Designer .....	250
62	F108	Architect .....	300
63	F202	Inspector Public Works Construction.....	200
64	F252	Junior Civil Engineering Draftsman.....	160
65	F256	Cartographer and Art Designer.....	210
66	F260	Civil Engineering Designer.....	250
67	F351	Junior Electrical Engineer.....	160
68	F352	Electrical Engineering Draftsman.....	200
69	F354	Electrical Engineering Designer .....	250
70	F460	Assistant Mechanical Engineer.....	250
71	F553	Structural Engineer .....	250
72	F610	Surveyor .....	250

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
73		M256	Mechanical Inspector .....	225
74		O1	Chauffeur .....	170
75			Seasonal Clerical Service (as needed).....	150
76			Street Lighting Foreman.....	200
77		E113	Foreman Electrician, Public Utilities Commission .....	225
78			Street Lighting Man.....	175
79		E108	Electrician at \$9 per day.....	
80		E154	Lineman at \$7.40 per day.....	
81		E156	Cable Splicer at \$9.50 per day.....	
82		A154	Carpenter at \$9 per day.....	
83		A204	Cement Finisher at \$9 per day.....	
84		J4	Laborer at \$6 per day.....	

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Colman, McSheehy—2.

**An Ordinance Amending Section 80 (Public Utilities Commission—Hetch Hetchy Water Supply) of Bill 192, Ordinance 186, by Establishing the Number of Present Permanent Positions and Eliminating Items 26 to 29 Inclusive and Changing the Class Number and Title Under Item 31.**

(Series of 1939)

Bill No. 416, Ordinance No....., as follows:

An ordinance amending Section 80 (Public Utilities Commission—Hetch Hetchy Water Supply) of Bill 192, Ordinance 186, by establishing the number of present permanent positions and eliminating Items 26 to 29 inclusive and changing the class number and title under Item 31.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 80 of Bill 192, Ordinance 186, is hereby amended to read as follows:

**Section 80. PUBLIC UTILITIES COMMISSION—HETCH HETCHY WATER SUPPLY**

**INTRA- AND INTERDEPARTMENTAL EMPLOYMENTS AS NEEDED.**

Item No.	No. of Employees	Class No.	Departmental Title	Per Day	Per Month
1	2	A154	Carpenter .....	\$ 9.00	
2	1	A164	Carpenter-Foreman .....	10.00	
3	1	A172	Repair Foreman.....		\$300
4		A204	Cement Finisher .....	9.00	
5	1	A354	Painter .....		210
6		A354	Painter .....	9.00	
7		A404	Plumber .....	10.00	
8		B4	Bookkeeper .....		175
9		B352	Storekeeper .....		150

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
10	1	B512	General Clerk-Typist .....	150
11		E150	Lineman Helper .....	7.73
12	3	E154	Lineman .....	8.73
13		E156	Cable Splicer .....	9.50
13.1		E155	Cable Splicer's Helper.....	8.00
14	1	F212	Assistant Engineer .....	250
15		F605	Surveyor's Field Assistant.....	187.50
16	1	F605	Surveyor's Field Assistant.....	175
17	12	J4	Laborer .....	6.00
18		J4	Laborer .....	5.50
19		J12	Labor Foreman, Utilities .....	210
20	1	J12	Labor Foreman, Utilities .....	200
21	2	M54	Auto Machinist .....	8.73
22	1	M55	Sub-Foreman Auto Machinist.....	210
23	1	M108	Blacksmith .....	190
24		M108	Blacksmith .....	9.00
25	6	O16	Truck Driver-Laborer .....	6.00-8.00
30		O20	Brakeman .....	6.00
31	2	U225	<b>General Maintenance Foreman, Coast Range Division .....</b>	200
32			Power Shovel Operator at \$2 per hour .....	
33			Shovel Oiler at \$1.33-1/3 per hour.....	

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Colman, McSheehy—2.

### Final Passage

The following recommendation of the Finance Committee was taken up:

**Authorizing an Appropriation of \$15,780 out of the Surplus Existing in the Revenues of the Park Department for the Purpose of providing Funds for the Purchase of Necessary Foodstuffs, etc., for the Operation of the Harding, Lincoln, and Sharp Park Restaurants; an Emergency Ordinance.**

(Series of 1939)

Bill No. 417, Ordinance No....., as follows:

Authorizing an appropriation of \$15,780 out of the surplus existing in the revenues of the Park Department for the purpose of providing funds for the purchase of necessary foodstuffs, etc., for the operation of the Harding, Lincoln, and Sharp Park restaurants; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$15,780 is hereby appropriated and set aside out of the surplus existing in the revenues of the Park Department for the purpose of providing for the necessary foodstuffs, etc., for the operation of the Harding, Lincoln, and Sharp Park restaurants, as follows:



Appropriation No. 912.350.02, Foodstuffs .....	\$ 8,000
“ “ 912.300.22, Materials & Supplies.....	4,000
“ “ 912.103.02, Wages .....	3,780
Total.....	<u>\$15,780</u>

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists, as immediate action is required to provide for the uninterrupted operation of the Harding, Lincoln, and Sharp Park restaurants, as the funds heretofore appropriated have proven to be insufficient for the purpose.

Approved by the Park Superintendent.

Approved by the Board of Park Commissioners.

Approved as to Funds Available by the Controller.

Approved as to form by the City Attorney.

Approved by the Mayor.

*Finally passed* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Colman, McSheehy—2.

#### Participation by the City and County of San Francisco in Continuance of Exposition in 1940

November 17, 1939.

To the Finance Committee  
Board of Supervisors  
City Hall, San Francisco.  
Gentlemen:

Enclosed herewith for your information is copy of a letter addressed by Mayor Rossi to Mr. Dan London, president, 1940 Exposition, Inc.

Yours sincerely,

ERIC CULLENWARD,  
Executive Secretary.

November 17, 1939.

Mr. Dan London, President,  
1940 Exposition, Inc.,  
San Francisco, California.  
Dear Mr. London:

I am intensely interested in your campaign to re-open the Exposition in 1940. Thousands of visitors have come to San Francisco during this year to visit Treasure Island, and in the light of existing world conditions, it seems reasonable to believe that the Exposition would prove an irresistible magnet to tourists next year.

The extent of our tourist trade is reflected in San Francisco's business life, and I believe that business in general would benefit greatly, as it has in 1939, if the Exposition were re-opened.

It is my intention to recommend in the budget for the fiscal year 1940-1941, the sum of \$250,000 for the participation by the City and County of San Francisco in the continuance of the Exposition during the summer of 1940.

Please accept my good wishes for the success of your campaign.

Yours sincerely,

ANGELO J. ROSSI, Mayor.

Approving the Intended Recommendation of the Mayor to Include in the 1940-1941 Budget the Sum of \$250,000.00 for the Participation by the City and County of San Francisco in the Continuance of the Exposition During the Summer of 1940.

(Series of 1939)

Resolution No. 647, as follows:

Approving the intended recommendation of the Mayor to include in the 1940-1941 budget the sum of \$250,000.00 for the participation by the City and County of San Francisco in the Continuance of the Exposition during the Summer of 1940.

Whereas, His Honor, Mayor Angelo J. Rossi, has advised the President of 1940 Exposition, Inc., that it is his intention to recommend in the budget for the fiscal year 1940-1941 the sum of \$250,000.00 for the participation by the City and County of San Francisco in the continuance of the Exposition during the summer of 1940; and

Whereas, If such item is included in said budget by the Mayor it is subject to the approval or disapproval of the Board of Supervisors; and

Whereas, This Board of Supervisors is heartily in accord with the proposition of continuing the said Exposition during the summer of 1940 in accordance with the plans of 1940 Exposition, Inc.

Now, Therefore, Be It Resolved, That this Board of Supervisors does hereby declare that it is the sense of said Board that the said sum of \$250,000.00, if recommended by the Mayor for the participation by the City and County of San Francisco in the continuance of said Exposition, should be included in the final budget adopted by this Board for said fiscal year 1940-1941, and this Board does hereby pledge itself to co-operate in every way for the inclusion of said sum of \$250,000.00 for the above mentioned purpose in said budget for the coming fiscal year.

#### Discussion

Supervisor Uhl, in objecting to the adoption of the foregoing resolution, announced that there was a great deal of opposition to the inclusion in the next year's budget some half-million dollars for the continuation of the Exposition in 1940. Supervisor Uhl asserted that it was not a question merely of pledging a \$250,000 contribution, but that the actual cost to the City and County of San Francisco would be about \$500,000. There were many citizens opposed to such contribution by the city, and moved that the matter remain on the calendar for one week, in order that those citizens opposed might be heard on the subject.

Motion failed for want of a second.

Thereupon, Supervisor Uhl announced his intention of voting against the proposed resolution, and should same receive the majority vote of the Board, to change his vote and move for reconsideration at the next meeting of the Board.

Supervisor Roncovieri, in discussing the proposed resolution and answering Supervisor Uhl's objections thereto, denied that any \$500,000 appropriation in the next year's budget was contemplated at this time, and that the proposed resolution calls only for \$250,000 for the purpose of saving to San Francisco a \$55,000,000 investment. In continuing, Supervisor Roncovieri called attention to what San Francisco has received as a result of the Exposition, i. e., the island itself, which cost about \$7,000,000 to create; buildings thereon which have cost more than \$1,000,000 and the building at Bush and Stockton Streets. If, in the future, there should be requests for additional appropriations, such requests could then be considered. The Chicago fair, Supervisor Ron-

covieri pointed out, was, in its first year a financial failure, but during its second year it got out of the "red" and well into the "black" and made money.

Supervisor McGowan called attention to meeting called by the Mayor several weeks earlier, at which no opposition to the fair's continuance for another year was raised, stating that all citizens and civic groups had been informed of the meeting and that any opposition should have been expressed at that time.

#### Adopted

Thereupon, the roll was called on adoption of the foregoing resolution, as follows:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—8.

No: Supervisor Uhl—1.

Absent: Supervisors Colman, McSheehy—2.

#### Notice of Reconsideration

Before the result of the foregoing vote was announced, Supervisor Uhl changed his vote from "No" to "Aye" and gave notice that he would move for reconsideration at the next meeting of the Board. The vote then stood:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl—9.

Absent: Supervisors Colman, McSheehy—2.

#### Suspension of the Rules for Purpose of Immediate Reconsideration

Whereupon, Supervisor Brown, seconded by Supervisor McGowan, moved suspension of the rules of the Board for the purpose of immediate reconsideration.

Motion carried by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—8.

No: Supervisor Uhl—1.

Absent. Supervisors Colman, McSheehy—2.

#### Reconsideration Denied

Thereupon, on motion by Supervisor Brown that reconsideration be denied, the roll was again called and reconsideration denied by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon—8.

No: Supervisor Uhl—1.

Absent: Supervisors Colman, McSheehy—2.

#### Adopted

The following recommendations of the Streets Committee were taken up:

**Approving Map Showing Grade Changes on Bosworth St. Between Elk St. and O'Shaughnessy Blvd., and Declaring Intention to Change and Establish Grades in Accordance Therewith.**

(Series of 1939)

Resolution No. 649, as follows:

Resolved, That that certain diagram entitled "Grade Map of a portion of Bosworth Street showing the proposed change and establish-

ment of grades on Bosworth Street between a line at right angles to the northerly line of 65.19 feet westerly from Elk Street and a line at right angles to the westerly line of, 256.58 feet northerly from O'Shaughnessy Boulevard," approved the 27th day of October, 1939, by the Director of Public Works Order No. 11,702, be and is hereby approved, and be it

Further Resolved, That it is the intention of the Board of Supervisors to change and establish grades on Bosworth Street between a line at right angles to the northerly line of 65.19 feet westerly from Elk Street and a line at right angles to the westerly line of, 256.58 feet northerly from O'Shaughnessy Boulevard, at the points specified and at the elevations above city base, as shown on said map.

The Board of Supervisors hereby declares that no assessment district is necessary as no damage will result from said change of grades.

The Director of Public Works is hereby directed to cause to be conspicuously posted along the streets upon which such change or modification of grade or grades is contemplated, notice of the passage of this Resolution of Intention.

These proceedings are instituted in accordance with the "Change of Grade Act of 1909." The "San Francisco News" is hereby designated as the newspaper in which this resolution shall be published.

*Adopted by the following vote:*

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

**Approving Map Showing the Opening of Linda St. from 18th St. to a Point 260' Southerly, and Declaring Said Street to be an Open Public Street.**

(Series of 1939)

Resolution No. 650, as follows:

Resolved, That that certain diagram entitled "Map Showing the Opening of Linda Street from 18th Street to a point 260' Southerly," approved the 25th day of October, 1939, by Director of Public Works Order No. 11,675, be and is hereby approved and made official, and the parcel shown hatched thereon is hereby declared to be an open public street, to be known as Linda Street.

*Adopted by the following vote:*

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

**Confirming Sale of Land on Castro Street to A. Thatcher Cook**

(Series of 1939)

Resolution No. 651, as follows:

Whereas, pursuant to Ordinance No. 12.172110, Bill No. 1628, the Director of Property advertised in the official newspaper that bids or offers would be received by him on September 20, 1939, for the sale of Lot 45, Assessor's Block 1260, situated in the City and County of San Francisco, State of California, more particularly described as follows:

BEGINNING at the intersection of the easterly line of Divisadero Street with the southwesterly line of Castro Street, as said line of Castro Street is shown on the "Map Showing Opening of Castro Street," recorded January 31, 1938, in Map Book "N," page 49, Official Records of San Francisco, California; thence running southeasterly along said line of Castro Street the following courses and distances 5.039 feet; thence on the arc of a curve to the right tangent to the preceding course, radius 162 feet, central angle  $30^{\circ} 18' 00''$ , a distance of 85.671 feet; thence tangent to the preceding curve 32.525 feet to the former northerly line of Lloyd Street; thence deflecting  $110^{\circ} 42' 00''$  to the right and running westerly along said line of Lloyd Street 65.005 feet to the said easterly line of Divisadero Street; thence at right angles northerly along said line of Divisadero Street 102.231 feet to the point of beginning.

Being a portion of Western Addition Block No. 441.

Whereas, In response to said advertisement, A. Thatcher Cook offered to purchase said real property for the sum of \$3,050.00 cash, subject to the hereinafter mentioned reservations and conditions, no higher bids having been made or received; and

Whereas, Said sum of \$3,050.00 is more than 90% of the preliminary appraisal of said property as made by the Director of Property, the amount of said appraisal being \$3,050.00; and

Whereas, A. Thatcher Cook has paid the Director of Property the sum of \$305.00 as a deposit in connection with this transaction; and

Whereas, The Department of Public Works has recommended the sale of said land.

Now, Therefore, Be It Resolved, That said offer be and is hereby accepted.

Be It Further Resolved, That the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute the necessary deed for the conveyance of said land to A. Thatcher Cook or his assignee. The deed shall provide that no buildings shall be constructed on the northerly 25 feet and the easterly 3 feet of said land, and that an easement is reserved by the City over said 3 foot strip for the existing concrete retaining wall.

The buyer shall pay the balance of the purchase price within 60 days after approval of this resolution. The Director of Property shall deliver the deed to the buyer upon receipt of the balance of the purchase price.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Recommended by the Director of Public Works.

Description approved by City Engineer.

*Adopted* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

#### Intention to Close and Abandon Portion of York Street (Series of 1939)

Resolution No. 652, as follows:

Resolved, That the public interest requires that the certain following described portion of York Street be closed and abandoned; and be it

Further Resolved, That it is the intention of the Board of Supervisors to close and abandon all that portion of York Street more particularly described as follows, to-wit:

All that portion of York Street lying between the southerly line of Seventeenth Street and the northerly line of Mariposa Street.

Said closing and abandonment of said portion of York Street shall be done and made in the manner and in accordance with the provisions of Section 107 of the Charter of the City and County of San Francisco, and the General Laws of the State of California; and be it

Further Resolved, That the damage, cost, and expense of said closing and abandonment be paid out of the revenue of the City and County of San Francisco.

And the Clerk of this Board is hereby directed to transmit to the Department of Public Works a certified copy of this resolution, and the Department of Public Works is hereby directed to give notice of said contemplated closing and abandonment of said portion of York Street in the manner provided by law, and to cause notice to be published in the official newspaper as required by law.

Approved by the Director of Property.

*Adopted* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

### Passage for Second Reading

The following recommendations of the Streets Committee were taken up:

#### Accepting the Roadway of Randolph St. Between Chester and Worcester Aves.

(Series of 1939)

Bill No. 418, Ordinance No. ...., as follows:

Providing for acceptance of the roadway of Randolph Street between Chester and Worcester Avenues, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Randolph Street between Chester and Worcester Avenues, including the curbs.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.



**Accepting the Roadway of Oneida Ave. Between Cayuga Ave.  
and Alemany Blvd.**

(Series of 1939)

Bill No. 419, Ordinance No....., as follows:

Providing for acceptance of the roadways of Oneida Avenue between Cayuga Avenue and Alemany Boulevard, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Oneida Avenue between Cayuga Avenue and Alemany Boulevard, including the curbs.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

**Accepting the Roadway of 34th and 35th Aves. Between Moraga  
and Noriega Sts., and of Moraga St. Between 34th and 35th Aves.**

(Series of 1939)

Bill No. 420, Ordinance No....., as follows:

Providing for acceptance of the roadway of Thirty-fourth and Thirty-fifth Avenues between Moraga and Noriega Streets; of Moraga Street between Thirty-fourth and Thirty-fifth Avenues, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Thirty-fourth and Thirty-fifth Avenues between Moraga and Noriega Streets; Moraga Street between Thirty-fourth and Thirty-fifth Avenues, including the curbs.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

# Accepting the Roadway of Bowdoin St. Between Hale and Sweeny Sts.

(Series of 1939)

Bill No. 421, Ordinance No....., as follows:

Providing for acceptance of the roadway of Bowdoin Street between Hale and Sweeny Streets, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Bowdoin Street between Hale and Sweeny Streets, including the curbs.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

# Ordering the Improvement of Tucker Avenue Between Alpha and Rutland Streets. (Wherenot).

(Series of 1939)

Bill No. 422, Ordinance No....., as follows:

Ordering the performance of certain street work to be done in the City and County of San Francisco, approving and adopting specifications therefor, describing and approving the assessment district, and authorizing the Director of Public Works to enter into contract for doing the same.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors November 9, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of Tucker Avenue between Alpha and Rutland Streets where not already improved, by the construction of the following:

Item No.	Item
1.	6-inch Class "E" (5 sack) concrete pavement.
2.	Asphalt-concrete pavement, consisting of a 6-inch Class "F" concrete base and a 2-inch asphaltic concrete wearing surface.
3.	Armored concrete curb.
4.	6-inch V. C. P. side sewers.

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated and numbered respectively as:

Lots 9, 11 and 12 of Block 6200; and

Lot 38 of Block 6203

all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above-mentioned improvement.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

#### Creating Underground District—King St. Between 2nd and 3rd Sts. (Series of 1939)

Bill No. 423, Ordinance No....., as follows:

Creating Underground District—King Street between Second Street and Third Street—to be designated as Underground District No. 100.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. An additional district in which it shall be unlawful to maintain poles and overhead wires, except trolley poles and wires, six months after the passage of this Ordinance, is designated to-wit:

Underground District No. 100—King Street between Second Street and Third Street.

Approved as to form by the City Attorney.

Recommended by the Director of Public Works.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

#### Ordering the Improvement of 42nd Ave. Between Kirkham and Lawton Sts. (Series of 1939)

Bill No. 424, Ordinance No. ...., as follows:

Ordering the performance of certain street work to be done in the City and County of San Francisco, approving and adopting specifications therefor, describing and approving the assessment district, and authorizing the Director of Public Works to enter into contract for doing the same.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors November 15, 1939, having recommended the ordering of the following street work. the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of Forty-Second Avenue between Kirkham and Lawton Streets, by grading to the official line and subgrade, and by the construction of the following:

Item No.	Item
1.	Grading (Excavation)
2.	Grading (Fill)
3.	8-inch V. C. P. Sewer
4.	Brick Manholes, Complete
5.	8-inch x 6-inch V. C. P. "Y" Branches
6.	6-inch V. C. P. side sewers
7.	Unarmored Concrete Curb
8.	Asphalt-concrete pavement, consisting of a 6-inch Class "F" concrete base and a 2-inch asphaltic concrete wearing surface
9.	Water Services
10.	Water Main

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated and numbered respectively as:

Lots 1, 2 and 3 of Block 1888; and

Lots 1, 1A, 1B, 1N, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26 and 27 of Block 1887.

all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above mentioned improvement.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy. Shannon—3.

# Ordering the Improvement of Brunswick St. Between Allison and Guttenberg Sts.

(Series of 1939)

Bill No. 425, Ordinance No. \_\_\_\_\_, as follows:

Ordering the performance of certain street work to be done in the City and County of San Francisco approving and adopting specifications therefor, describing and approving the assessment district, and authorizing the Director of Public Works to enter into contract for doing the same.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors November 15, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of Brunswick Street between Allison and Guttenberg Streets, by the construction of the following items:

Item No.	Item
1.	8-inch Vitrified clay pipe sewer
2.	12-inch Vitrified clay pipe sewer
3.	Brick manholes, complete
4.	8x6-inch Vitrified clay pipe "Y"—branches
5.	6-inch Vitrified clay pipe sidesewer
6.	Brick catchbasins, complete
7.	10-inch Vitrified clay pipe culvert
8.	Unarmored concrete curb
9.	Two-course concrete sidewalk
10.	Asphalt-concrete pavement, consisting of a 6-inch Class "F" concrete base and a 2-inch asphaltic concrete wearing surface
11.	6-inch Class "E" concrete pavement
12.	Water main
13.	Water services

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated, and numbered respectively as:

Lots 7, 8, 9, 10, 10-A, 11, 12, 13, 14, 15, 16, 26-A, 26-B, 27 and 28 of Block 6477;

Lots 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23 and 24 of Block 6478;

Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 26, 27, 28, 29, 30, 31, 32, 33 and 34 of Block 6486;

Lots 1, 1-A and 2 of Block 6487; and

Lots 1 and 5 of Block 6488;  
all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above-mentioned improvement.

Approved as to form by the City Attorney.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

### Creating Underground District—Capp Street Between 15th and 26th Sts.

(Series of 1939)

Bill No. 426, Ordinance No. ...., as follows:

Creating underground district—Capp Street between 15th and 26th Streets—to be designated as Underground District No. 101.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. An additional district within which it shall be unlawful to maintain poles and overhead wires, except trolley poles and wires, at the time of the improvement by widening of the roadway of Capp Street between 15th and 26th Streets, is hereby designated, to-wit:

Underground District No. 101—Capp Street between 15th and 26th Streets.

Approved as to form by the City Attorney.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

### Passage for Second Reading

The following recommendation of Fire, Safety and Police Committee was taken up:

**Amendment to S. F. Municipal Code Adding a New Article, Numbered 23, Relating to Inspection and Regulation of Paint and Lacquer Spraying Shops.**

(Series of 1939)

Bill No. 283, Ordinance No. ...., as follows:

An ordinance adding Article 23 with Table of Contents to Chapter IV (Fire Code), Part II, San Francisco Municipal Code, providing for the inspection and regulation of paint and lacquer spraying shops in the City and County of San Francisco; defining certain terms used in said Article; authorizing the chief of the Division of Fire Prevention and investigation of the Fire Department of the City and County of San Francisco to adopt, promulgate, and enforce rules and regulations governing such inspection; providing for the issuance of permits



by the Chief of the Division of Fire Prevention and Investigation, subject to the prior approval of the City Planning Commission, the Chief of the Department of Electricity, and the Director of Public Health, to conduct such paint and lacquer spraying shop; providing for the payment and collection of fees to defray the cost of such inspection; providing for payment of license fee; providing for revocation or suspension of permit; providing for posting of permit and license; providing for enforcement; providing for exemptions; making violation of this Article a misdemeanor; and repealing conflicting provisions.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Article 23 with Table of Contents is hereby added to Chapter IV, Part II, San Francisco Municipal Code, to read as follows:

### Article 23

#### Paint and Lacquer Spraying Shops

##### Sec. 950. Definitions.

- (a) Chief.
- (b) City Planning Commission.
- (c) Department of Electricity.
- (d) Department of Public Health.
- (e) Mixing bench.
- (f) Paint and lacquer materials.
- (g) Paint shop.
- (h) Person.
- (i) Spray room.
- (j) Storage room.
- (k) Tax Collector.

Sec. 951. Rules and regulations to be adopted by Chief.

Sec. 952. Prohibitions and requirements.

Sec. 953. Operation, etc., of paint shop unlawful without permit.

Sec. 954. Future establishment—Application for permit—Investigation fee.

Sec. 955. Existing establishment—Application for permit—Investigation fee.

Sec. 956. Investigation fee in addition to all other fees.

Sec. 957. Application to be acted upon within ten days—Fee retained by Division.

Sec. 958. Proceedings on receipt of application.

Sec. 959. Proceedings on disapproval of application.

Sec. 960. Issuance or denial of permit.

Sec. 961. Notice of granting or denial of permit.

Sec. 962. Proceedings on issuance of permit—License fee—Issuance of license.

Sec. 963. No refund on discontinuance of paint shop.

Sec. 964. Permit and license not transferable.

Sec. 965. Application for renewal of permit—Fee—Same procedure.

Sec. 966. Proceedings on revocation or suspension of permit.

Sec. 967. Notice of revocation, suspension or reinstatement of permit.

Sec. 968. Posting of permit and license.

Sec. 969. Enforcement—Authority of inspectors.

Sec. 970. Exemption.

Sec. 971. Violation a misdemeanor.

Sec. 972. Repeal.

Sec. 950. Definitions. As used in this Article, the following terms and words shall have the following respective meanings or applications:

(a) *Chief*. The word "Chief" shall mean the Chief of the Division of Fire Prevention and Investigation of the Fire Department of the City and County of San Francisco;

(b) *City Planning Commission*. The term "City Planning Commission" shall apply to such commission of the City and County of San Francisco;

(c) *Department of Electricity*. The term "Department of Electricity" shall apply to such department of the City and County of San Francisco;

(d) *Department of Public Health*. The term "Department of Public Health" shall apply to such department of the City and County of San Francisco;

(e) *Mixing Bench*. The term "mixing bench" shall mean a bench or table in a paint shop whereupon paint or lacquer materials are mixed, combined or prepared for application;

(f) *Paint and Lacquer Materials*. The term "paint and lacquer materials" shall mean all inflammable and combustible material used in the process of painting, spraying, finishing and refinishing;

(g) *Paint Shop*. The term "paint shop" shall mean a shop where spraying of paint or lacquer materials is permanently established on the premises;

(h) *Person*. The word "person" shall mean any corporation, association, syndicate, joint stock company, partnership, club, Massachusetts business or common law trust, society or individual;

(i) *Spray Room*. The term "spray room" shall mean a room or booth or any division of a paint shop separated from the remainder of the paint shop by fire-resistant materials approved by the Division of Fire Prevention and Investigation;

(j) *Storage Room*. The term "storage room" shall mean any room or compartment in a paint shop wherein any paint or lacquer materials are regularly stored or kept;

(k) *Tax Collector*. The term "Tax Collector" shall apply to such official of the City and County of San Francisco.

Sec. 951. *Rules and Regulations to Be Adopted by Chief*. The Chief is hereby authorized to adopt, promulgate and enforce such rules and regulations relative to paint shops as will enable the division of Fire Prevention and Investigation to enforce and carry out the meaning and intent of this Article.

Sec. 952. *Prohibitions and Requirements*. (a) No paint shop shall hereafter, from the effective date of this Article, be established in any building other than a "Class A," "Class B," "Class C" building or a building of "Mill Construction," as defined by the provisions of Articles 11, 12, 13 and 14, Chapter I, Part II, San Francisco Municipal Code. If hereafter established in a "Class C" or "Mill Construction" building, the ceiling shall be of not less than three-quarters ( $\frac{3}{4}$ ) inch plaster on metal lath, and the floor shall be of cement at least two (2) inches thick, or other approved fire resistive material.

(b) No paint shop shall hereafter be established in any building which is used or occupied in whole or in part as a residence, dwelling, hotel, or apartment house, as defined by the California State Housing Act; or as a hospital, theater, or place of public assemblage. "Paint shop," as defined in this Article, shall not apply to any building or structure, or any portion thereof, in the course of construction, alteration or repair. Provided, however, that nothing in this section contained shall prevent the owner or occupant of any hotel or apartment

house from spraying furniture, under such regulations as may be provided by the Chief when said furniture is actually used in said hotel or apartment house.

(c) No paint shop shall be established hereafter below the level of the ground floor of any building other than of "Class A" or "Class B" construction.

(d) All windows in paint shops hereafter established shall be of wire glass in metal frames and sash or wooden frame and sash covered with metal, except windows facing a street or public space. The glazing of skylights shall be as approved by the Division of Fire Prevention and Investigation.

(e) Every paint shop shall have the following accommodations conveniently located to the paint shop for employees: toilet, running water for drinking purposes, and general sanitary conditions that meet the requirements of the Department of Public Health.

(f) No spraying of paint or lacquer materials shall be conducted within a paint shop except in a spray room; provided, however, the Chief may at his discretion issue a written permit to the owner or operator of a paint shop to do minor spraying within said paint shop outside of said spray room. Said permit shall be revocable at the discretion of the Chief without the necessity of a public hearing.

(g) No open flame or spark-emitting device of any kind shall be permitted to be used in any storage room or spray room or paint shop, or in close proximity to any spraying operation. Only indirect heating systems, approved by the City and County of San Francisco, shall be used for heating purposes.

(h) Every spray room shall be equipped with fans capable of changing the air in such spray room every six (6) minutes. The number of fans, inlet and exhaust ducts required, and the location of same, shall be determined jointly by the Division of Fire Prevention and Investigation and the Department of Public Health.

(i) The construction and design of all fans and the installation of all electrical devices and appliances in paint shops and spray rooms shall be approved by the Department of Electricity.

(j) The spraying of paint or lacquer materials shall not be conducted unless the fan or fans are in operation; and said fan or fans shall continue to remain in operation until the conclusion of such spraying.

(k) The amount of paint or lacquer material stored or kept, and the manner of its storage in a spray room or storage room, shall be prescribed and approved by the Division of Fire Prevention and Investigation.

(l) A mixing bench shall be permitted in each spray room, provided that such bench shall have a working surface covered with sheet zinc or nonsparking or absorbing material. A limited amount of paint and lacquer material shall be permitted to remain on such bench for the purpose of mixing or the matching of color. Such bench shall be kept clean and free from accumulated drippings, waste paint or lacquer. Tightly fitting metal covers shall be provided for all containers.

(m) Metal waste cans with self-closing covers shall be provided, not less than one (1) for each spray room, to accommodate rags and other waste.

(n) Signs containing the words "SMOKING STRICTLY PROHIBITED" in black letters not less than three (3) inches in height upon a white background shall be conspicuously displayed in storage and spray room.

(o) Each paint shop shall be equipped with fire extinguishers of such number and kind, and so located, as shall be determined by the

Division of Fire Prevention and Investigation; but in no case shall there be less than two (2) of said fire extinguishers. At least one (1) barrel of clean dry sand containing a scoop, or at least four (4) metal buckets of clean dry sand, shall be kept on the premises at all times.

(p) Every sprayman or painter shall be provided with a mask while spraying, which mask shall be of a type approved by the Department of Public Health.

(q) Every spray room and storage room shall be kept free from all unnecessary combustible materials.

(r) The use of sawdust for absorbing waste material or for cleaning of floors is strictly prohibited.

(s) Whenever any paint or lacquer material is to be sprayed or applied to a motor vehicle, or parts thereof, the battery of said motor vehicle shall be disconnected and shall remain disconnected until such time as the room has been cleared of vapor.

Sec. 953. *Operation, etc., of Paint Shop Unlawful Without Permit.* It shall be unlawful for any person to conduct, operate or maintain a paint shop, as defined in Section 950 of this Article, without first obtaining a permit so to do as set forth in this Article.

Sec. 954. *Future Establishment—Application for Permit—Investigation Fee.* Every person desiring to establish, conduct, or operate a paint shop in the City and County of San Francisco, shall make application for a permit so to do to the Division of Fire Prevention and Investigation on forms provided by the Division of Fire Prevention and Investigation, and shall pay to the Division of Fire Prevention and Investigation a fee of Thirteen (\$13.00) Dollars in advance to cover the cost to the City and County of San Francisco of the necessary investigations provided for in this Article prior to the approval or disapproval of said application.

Sec. 955. *Existing Establishment—Application for Permit—Investigation Fee.* Any person engaged in the business of conducting or operating a paint shop in the City and County of San Francisco prior to the effective date of this Article, and who desires to continue the conducting or operation of said paint shop, shall make application for a permit so to do as provided in Section 954 within thirty (30) days subsequent to the effective date of this Article and shall pay the fee as set forth in Section 954 of this Article.

Sec. 956. *Investigation Fee in Addition to All Other Fees.* The investigation fee shall be in addition to any and all fees required to be paid by any provision of the San Francisco Municipal Code for the erection or alteration of any such paint shop or the installation of any equipment therein.

Sec. 957. *Application to Be Acted Upon Within Ten Days—Fee Retained by Division.* An application for a paint shop permit shall be acted upon within ten (10) days after the filing of such application and the fee collected shall be retained by the Division of Fire Prevention and Investigation whether the permit is granted or denied or the application cancelled upon request of the applicant.

Sec. 958. *Proceedings on Receipt of Application.* Upon receipt of an application provided for in this Article, the Chief shall cause to be investigated the facts as set forth in the application and the premises for which the permit is requested. The Chief shall cause to be forwarded copies of said application to the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity for investigation by their respective departments as to whether the ordinances, rules, and regulations of the City and County of San Francisco, pertaining to their departments, are complied with. The City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity shall after such investigation

either approve or disapprove such application and return same within seven (7) days after receipt with such endorsement thereon to the Division of Fire Prevention and Investigation. If the application is disapproved the reason or reasons for such disapproval shall be stated.

Sec. 959. *Proceedings on Disapproval of Application.* In the event that the application for a paint shop permit is disapproved, the Chief shall give the reason for such disapproval. Upon receiving such written notice from the Chief, such person shall have the opportunity of correcting such conditions in and about the premises wherein the paint shop is located and the equipment used therein as have been decided hazardous. This work shall be completed within thirty (30) days after receipt of such written notice, and if said conditions have been corrected to the satisfaction of the departments involved said permit may be issued.

Sec. 960. *Issuance or Denial of Permit.* The Chief may issue a permit to said applicant, subject to the above approval of the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity as above provided, which permit shall be serially numbered and shall expire on June 30 of the current fiscal year; or, in the exercise of sound discretion, he may deny said permit.

Sec. 961. *Notice of Granting or Denial of Permit.* The Chief shall cause to be forwarded to the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity written notice of his granting or denial of the permit.

Sec. 962. *Proceedings on Issuance of Permit—License Fee—Issuance of License.* When any permit is issued under the provisions of this Article, the Chief shall cause said permit to be forwarded to the office of the Tax Collector for delivery to the permittee upon the payment of an annual license fee of Eight and 50/100 (\$8.50) Dollars in advance to defray the cost to the City and County of San Francisco of the necessary inspection and regulation as provided for in this Article.

The Tax Collector shall issue a license for each paint shop for which the fee was paid, showing thereon: (a) Name and address of the permittee. (b) Address of the paint shop. (c) Number of the permit. (d) Expiration date of the license, which date shall be the expiration date of the permit.

Any person establishing, conducting or operating a paint shop subsequent to January 1 of any year shall pay one-half of the annual fee provided for that fiscal year.

Sec. 963. *No Refund on Discontinuance of Paint Shop.* If the paint shop is discontinued no refund shall be made.

Sec. 964. *Permit and License Not Transferable.* The permit and license provided for in this Article shall not be transferable.

Sec. 965. *Application for Renewal of Permit—Fee—Same Procedure.* Application for renewal of a permit shall be made in the same manner as provided for the original application for a permit, and shall be made within thirty (30) days prior to the expiration of the current permit and shall be accompanied by a fee of One and 50/100 Dollars, which fee shall be retained by the Division of Fire Prevention and Investigation whether the permit is granted or denied or the application is cancelled upon request of the applicant. The same procedure as set forth in Sections 958 and 959 of this Article shall be followed.

Sec. 966. *Proceedings on Revocation or Suspension of Permit.* After written notice to the permittee and after due and proper hearing the Chief shall have the power to revoke or suspend any permit issued under the provisions of this Article for violation by the permittee, or by any of the permittee's servants, agents, or employees, of any of the provisions of this Article, or when the Chief shall determine that the permittee in the use thereof is violating or attempting to violate the provisions of the San Francisco Municipal Code or any rule or



regulation of the City and County of San Francisco or any department thereof; or if in the opinion of the Chief it is deemed necessary for the protection of the public.

Sec. 967. *Notice of Revocation, Suspension or Reinstatement of Permit.* The Chief shall cause to be forwarded to the Tax Collector, the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity written notice of any revocation, suspension, or reinstatement of any permit provided for in this Article.

Sec. 968. *Posting of Permit and License.* Every permit and license issued under the provisions of this Article shall be plainly posted in a conspicuous place for the public to see, on the premises for which the permit and license was issued.

Sec. 969. *Enforcement—Authority of Inspectors.* It shall be the duty of the Chief to ascertain that all of the provisions of this Article, the San Francisco Municipal Code and all rules or regulations of the City and County of San Francisco or any department thereof pertaining to paint shops and the equipment used therein are strictly complied with, and for that purpose the inspectors or representatives of the Division of Fire Prevention and Inspection, the Department of Public Health, and the Department of Electricity shall have access to any paint shop at any reasonable hour.

Sec. 970. *Exemption.* Section 16. Every person paying the fees provided for in this Article shall be exempt from the provisions of Section 149, Part III, San Francisco Municipal Code, in so far as such paint shops are concerned.

Sec. 971. *Violation a Misdemeanor.* Any person violating the provisions of this Article shall be guilty of a misdemeanor.

Sec. 972. *Repeal.* Any and all provisions of the San Francisco Municipal Code, or parts thereof, in conflict with the provisions of this Article, are hereby repealed but only to such extent as conflict may exist.

*October 30—Consideration postponed until November 6, 1939, on motion by Supervisor Mead.*

*November 6, 1939—Consideration postponed until November 13, 1939, on motion by Supervisor Brown, seconded by Supervisor Uhl.*

### Discussion

The following communication, protesting the passage of the foregoing legislation was presented and read by Supervisor Uhl:

215 Market Street  
San Francisco, California

September 1, 1939

Board of Supervisors,  
City and County of San Francisco,  
City Hall,  
San Francisco, California.

### Paint Spray Shop Ordinance

Gentlemen:

As spokesman for the various groups interested in the Paint Spray Shop Ordinance which has been under consideration in various forms for the last two years, I desire to enter in the record this protest against the final passage of this ordinance.



The reasons for such protest have been stated by our groups before the Committees that considered the ordinance, and in hearings before Board of Supervisors. Briefly and for purposes of record the reasons may be summarized as follows:

(1) After being before the Fire, Safety and Police Committee for nearly two years, that committee submitted the ordinance *without recommendation*.

(2) It was proposed by the Automotive Maintenance and Garage Association as an attempt to regiment certain shops in that industry, and later taken up and sponsored by Fire Prevention Bureau as a safety measure.

(3) Its passage on the grounds that it is a safety measure, is seriously questioned by the record of the Fire Prevention Bureau, as reported to the Board, for the *last eleven years* in which it was shown that in paint shops of *all kinds* and paint manufacturing plants 83 fires occurred, or less than 8 fires per year. The cause of the fires was reported as not known, and none of record were directly due to spraying operations. It is well known that the most likely cause of fires in paint shops generally is spontaneous combustion, so it may be said that few, if any, of the fires reported were due directly to spraying operations.

(4) Although the Ordinance has been materially modified from its original form, it still represents a type of regimentation that undoubtedly will work a hardship upon some types of business, the extent of which is not known. At the August 14, 1939 meeting of the Board of Supervisors, when the ordinance was passed on its first reading, some of the Supervisors stated if the ordinance worked a hardship on business they would favorably consider an amending ordinance to eliminate such hardships. It is submitted that this is equivalent to an admission of seeking to pass legislation regardless of its consequences.

(5) It is believed that this ordinance should not be passed in its present form, and that a study of at least six months should be made to determine just what it may mean to various businesses affected.

(6) The various groups mentioned in the first paragraph are as follows:

Associated Home Builders  
 Associated General Contractors  
 Shipbuilding Interests of San Francisco  
 Cabinet Manufacturers Institute  
 Southern Pacific Company  
 Employers Council  
 Pacific American Steamship Association  
 Chamber of Commerce  
 Spray Equipment Companies  
 Hotel Owners Association  
 Apartment House Owners and Managers Association

Yours truly,

H. M. GLEASON,

HMG/MdS

Following the reading thereof, Supervisor Uhl moved postponement for six months and that the Fire Department be requested, during that time, to report to the Board regarding any fires caused by the use of spray gun equipment.

Motion not seconded.

Thereupon, Supervisor Uhl announced his intention to vote against the proposed ordinance, but stated that if the ordinance should be passed, he would move, later on, that the Fire Department be requested

to submit, by July 1, 1940, a report regarding any fires caused by the use of spray gun equipment.

### Passage for Second Reading

Thereupon, the roll was called and the foregoing matter was passed for second reading by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri—6.

No: Supervisor Uhl—1.

Absent: Supervisors Colman, McSheehy, Schmidt, Shannon—4.

### Adopted

The following recommendation of Judiciary, Legislative and Civil Service Committee was taken up:

### Exempting from Residential Requirements of the Charter Class L-452 X-Ray Technician

(Series of 1939)

Supervisor Ratto presented Resolution No. 653, as follows:

Resolved, That pursuant to the provisions of Section 7 of the Charter and on the recommendation of the Chief Administrative Officer and the Mayor, and with the approval of the Civil Service Commission, the Class of L-452 X-Ray Technician is hereby exempted from the residential requirements of the Charter as set forth in Section 7 thereof.

*Adopted* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

### Referred to City Planning Committee

The following matter from Public Buildings, Land and City Planning Committee with recommendation for reference to City Planning Commission for report and recommendation was taken up:

### Rezoning Both Sides of Judah Street Between 31st Avenue and 47th Avenue from Commercial to Second Residential District

(Series of 1939)

Supervisor Uhl presented Bill No....., Ordinance No....., as follows:

An amendment to Section 2 of Article I, Chapter 2, and Section 5 of the use of property zone maps to reclassify property on both sides of Judah Street between Thirty-first Avenue and Forty-seventh Avenue from the Commercial to the Second Residential District.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 5 of the Use of Property Zone Maps referred to in Section 2 of Article I of Chapter 2 of the City Planning Code is hereby amended, as follows:

Section 5 of the Use of Property Zone Maps constituting a part of aforesaid Code, is hereby ordered changed so as to place both sides of Judah Street from Thirty-first Avenue to Forty-seventh Avenue in the Second Residential District instead of the Commercial District.

*No objection being offered, the foregoing matter was, in accordance with Committee's recommendation, referred to the City Planning Commission for report and recommendation.*

### Consideration Postponed

The following matter referred by Public Buildings, Land and City Planning Committee without recommendation was taken up:

**Amending Section 610 and Section 611, of Article 17, Chapter I, Part II, of The San Francisco Municipal Code, Reclassifying the Seating Capacity of Moving Picture Theatres for Construction or Alteration.**

(Series of 1939)

Bill No. 404, Ordinance No....., as follows:

An Ordinance amending Section 610 and Section 611, of Article 17, Chapter I, Part II, of The San Francisco Municipal Code, reclassifying the seating capacity of moving picture theatres for construction or alteration.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 610; and Subdivisions (A) and (J) of Section 611, of Article 17, Chapter I, Part II, of The San Francisco Municipal Code, are hereby amended to read as follows:

Section 610. *Theatre Construction Required.* All places of amusement hereafter to be constructed, erected or altered wherein moving pictures are exhibited for public entertainment, and where an admission fee is charged, having a seating capacity of *three hundred* (300) or more persons, shall be built and constructed to conform to all laws, conditions and requirements now existing or hereafter to come in force and effect relating to theatres and places where theatrical or operatic performances are given.

Section 611. *Construction.* All such places of amusement hereafter to be constructed, erected or altered, wherein moving pictures are exhibited for public entertainment, and where an admission fee is charged, having a seating capacity of less than *three hundred* (300) persons, shall be built and constructed in accordance with the following laws, conditions and requirements, to-wit:

(a) All such places of amusements must be and shall only be contained in "Class A," "Class B," or "Class C" buildings.

(b) All such places of amusement not contained in "Class A" or "Class B" buildings must have their interior entirely and throughout lined with sheet metal, or metal lathed and plastered. Brick, tile or concrete walls need not be lathed or plastered.

(c) All aisles in the auditorium having seats on both sides of the same shall not be less than three and one-half ( $3\frac{1}{2}$ ) feet in width when the aisles are sixty (60) feet or less in length and not less than four (4) feet in width when the aisles are more than sixty (60) feet in length. Aisles having seats on one (1) side only shall not be less than two and one-half ( $2\frac{1}{2}$ ) feet in width when the aisles are sixty (60) feet or less in length, and not less than three (3) feet in width when the aisles are more than sixty (60) feet in length.

(d) All seats in the auditorium shall be not less than twenty-nine (29) inches from back to back, measured in a horizontal direction, and firmly secured to the floor. No seat in the auditorium shall have more than six (6) seats intervening between it and an isle. No seat nor stool shall be placed in any aisle.

(e) All such places of amusement having a seating capacity of less than three hundred (300) persons shall be equipped with at least one (1) 1½-inch galvanized stand pipe in the middle of one (1) side wall of the auditorium. Said stand pipe shall have a ½-inch direct connection with the street main. Attached to said stand pipe there shall be fifty (50) feet of 1½-inch hose, and at the end of such hose there shall be a five eighths (5/8) inch play pipe.

(f) There must be in the operator's booth a metal ventilating pipe, not smaller than six (6) inches in diameter, which must extend through an exterior wall or roof of the building, or may be connected to a brick or patent chimney. A window opening directly to the outer air may be used in lieu of the above ventilating pipe.

(g) Openings for picture and operator's view shall not be larger than twelve (12) by twelve (12) inches, and must have gravity doors made of No. 14 B. & S. gauge sheet iron arranged to drop freely in heavy metal grooves on inside of booth. Doors to be held in position (open) by fusible links placed in series with a single strand of cord, so arranged that cord will be suspended directly above film when in place in machine, so that in case of ignition of film the link will fuse or cord will burn and allow gravity doors to drop and close openings. There shall be no opening from the operating booth into any closet, storeroom or blind space, and but one (1) exit door.

(h) All electric wiring must conform to the rules of the national code. The operator's cabinet or picture box must be absolutely fireproof and the picture machine must be operated entirely by hand.

The use of a motor to turn the picture machine is hereby strictly prohibited.

(i) No wooden fixtures, benches or appliances, unless same be metal clad and no other inflammable materials not required for the operating of moving picture machines shall be allowed in the operating room.

(j) All such places of amusement shall have at least one (1) frontage on a street, and in such frontage there shall be at least two (2) exits, each of which is to be at least five (5) feet wide.

In addition to such exits on the street there shall be reserved for service in case of emergency, where the seating capacity is one hundred fifty (150) or less, one (1) exit in the rear; where the seating capacity is greater than one hundred fifty (150) and less than three hundred (300), there shall be one exit in the rear and an additional exit in the rear half of the auditorium. Each exit shall not be less than five (5) feet in width.

All exits must open into public streets, public or private alleys or into passageways at least five (5) feet wide communicating directly with the streets. Said passageways must have their interiors lined throughout with sheet metal or be metal lathed and plastered. Exits which lead into five-foot interior passageways must have no doors, but may be hung with curtains or portieres. All doors and exits must open outward and be unfastened at all times during which people are assembled. Every exit shall have over the same in the inside the word "EXIT" painted in legible letters not less than six (6) inches high, with the principal strokes of such letters not less than five-eighths (5/8) of an inch in width, and within such exit sign there shall also be a green light on an independent circuit from all other lights in the building. All courts and passageways shall be lighted during the performance.

(k) There shall be aisles of the width hereinbefore specified, extending the entire length of the auditorium to each and every exit opening

into said streets or alleys, or passageways; there shall be space of at least ten (10) feet between front tier of seats and screen or stage; cross aisles leading to side exits shall extend from center aisle to said exits. Where exits are at rear, aisles leading to same shall be of the maximum widths herein prescribed, throughout their entire length.

*November 20, 1939—On motion by Supervisor Uhl, consideration postponed until Monday, November 27, 1939, at 3 P. M. the Board to sit as a committee of the whole.*

The following recommendation of Public Buildings, Lands and City Planning Committee was taken up:

**Establishing Set-Back Lines E/S 16th Avenue Between Lincoln Way and Irving Street.**

(Series of 1939)

Resolution No. 654, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2079, dated November 9, 1939, reading as follows:

Resolved, That subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following building set-back lines be, and the same are hereby approved, and established:

Along the easterly side of 16th Avenue, commencing at a point 100 feet south of Lincoln Way and running thence southerly to Irving Street, set-back line to be 11 feet 6 inches,

is hereby approved.

*Adopted by the following vote:*

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

**Establishing set Back Lines W/S 16th Avenue Between Pacheco Street and Quintara Street.**

(Series of 1939)

Resolution No. 655, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2080, dated November 9, 1939, reading as follows:

Resolved, That, subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following building set-back lines be, and the same are hereby approved, and established:

Along the westerly side of 16th Avenue, commencing at a point 46 feet 7 inches northerly from Quintara Street and running thence northerly to Pacheco Street, set-back line to be 8 feet,

is hereby approved.

*Adopted by the following vote:*

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

**Establishing Set Back Lines Both Sides of 16th Avenue Between Ortega Street and Pacheco Street.**

(Series of 1939)

Resolution No. 656, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2081, dated November 9, 1939, reading as follows:

Resolved, That, subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following building set-back lines be, and the same are hereby approved, and established:

Along the westerly side of 16th Avenue, between Ortega Street and Pacheco Street, set-back line to be 11 feet; and along the easterly side of 16th Avenue, between Ortega Street and Pacheco Street, set-back line to be 20 feet,

is hereby approved.

*Adopted* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

**Establishing Set Back Lines Both Sides of 16th Avenue Between Quintara Street and Rivera Street.**

(Series of 1939)

Resolution No. 657, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2082, dated November 9, 1939, reading as follows:

Resolved, That, subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following building set-back lines be, and the same are hereby approved, and established:

Along the westerly side of 16th Avenue, between Quintara Street and Rivera Street, set-back line to be 3 feet; and along the easterly side of 16th Avenue, commencing at a point 67 feet 3 inches north of Rivera Street and running thence northerly to Quintara Street, set-back line to be 15 feet,

is hereby approved.

*Adopted* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

**Establishing Set Back Lines E/S 17th Avenue Between Irving Street and Judah Street.**

(Series of 1939)

Resolution No. 658, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2083, dated November 9, 1939, reading as follows:



Resolved, That subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following building set-back lines be, and the same are hereby approved, and established:

Along the easterly side of 17th Avenue, commencing at a point 100 feet south of Irving Street and running thence southerly 25 feet, set-back line to be three (3) feet four (4) inches; thence southerly 25 feet, set-back line to be six (6) feet eight (8) inches; thence southerly to the northerly line of Judah Street, set-back line to be ten (10) feet;

is hereby approved.

*Adopted by the following vote:*

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

**Establishing Set Back Lines E/ly Side of 17th Avenue from Point  
100 Feet N/Taraval Street to Santiago Street.**

(Series of 1939)

Resolution No. 659, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2084, dated November 9, 1939, reading as follows:

Resolved, That, subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following building set-back lines be, and the same are hereby approved, and established:

Along the easterly side of 17th Avenue, commencing at a point 100 feet north of Taraval Street and running thence northerly 40 feet, set-back line to be 8 feet; thence northerly 40 feet, set-back line to be 5 feet 6 inches; thence northerly 40 feet, set-back line to be 2 feet 9 inches; thence northerly 240 feet, no set-back line; thence northerly 25 feet, set-back line to be 2 feet; thence northerly 25 feet, set-back line to be 4 feet; thence northerly 75 feet, set-back line to be 9 feet; thence northerly 25 feet, set-back line to be 11 feet,

is hereby approved.

*Adopted by the following vote:*

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

**Establishing Set-back Lines, W/ly Side of 17th Avenue Between  
Vicente Street and Wawona Street**

(Series of 1939)

Resolution No. 660, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2085, dated November 9, 1939, reading as follows:

Resolved, That, subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, the following building set-back lines be, and the same are hereby approved, and established:

Along the westerly side of 17th Avenue, between Vicente Street and Wawona Street, set-back line to be 10 feet,

is hereby approved.

*Adopted by the following vote:*

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

### Establishing Set-back Lines Both Sides of 30th Avenue Between Lincoln Way and Irving Street

(Series of 1939)

Resolution No. 661, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2086, dated November 9, 1939, reading as follows:

Resolved, That subject to the approval of the Board of Supervisors, in accordance with Section 117 of the Charter, the following building set-back lines be, and the same are hereby approved, and established:

Along the westerly side of 30th Avenue, commencing at Lincoln Way and running thence southerly 32 feet 6 inches, set-back line to be 16 feet; thence southerly 29 feet 6 inches, set-back line to be 18 feet; thence southerly 29 feet 6 inches, set-back line to be 19 feet; thence southerly 29 feet 6 inches, set-back line to be 20 feet; thence southerly 29 feet 6 inches, set-back line to be 21 feet; thence southerly 29 feet 6 inches, set-back line to be 22 feet; thence southerly 30 feet, set-back line to be 23 feet; thence southerly 30 feet, set-back line to be 24 feet; thence southerly 30 feet, set-back line to be 25 feet; thence southerly 60 feet, set-back line to be 26 feet; thence southerly 30 feet, set-back line to be 25 feet; thence southerly 30 feet, set-back line to be 24 feet; thence southerly 30 feet, set-back line to be 23 feet; thence southerly 30 feet, set-back line to be 22 feet; thence southerly 30 feet, set-back line to be 21 feet; thence southerly 30 feet, set-back line to be 19 feet; thence southerly 30 feet, set-back line to be 17 feet; thence southerly 60 feet, set-back line to be 15 feet; and

Along the easterly side of 30th Avenue, commencing at a point 60 feet north of Irving Street and running thence northerly 60 feet, set-back line to be 12 feet; thence northerly 30 feet, set-back line to be 15 feet; thence northerly 30 feet, set-back line to be 18 feet; thence northerly to the southerly line of Lincoln Way, set-back line to be 21 feet,

is hereby approved.

*Adopted by the following vote:*

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

### Establishing Set-back Lines B/S 31st Avenue Between Lincoln Way and Irving Street

(Series of 1939)

Resolution No. 662, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2087, dated November 9, 1939, reading as follows:

Resolved, That subject to the approval of the Board of Supervisors, in accordance with Section 117 of the Charter, the following building set-back lines be, and the same are hereby approved, and established:

Along the westerly side of 31st Avenue, commencing at Lincoln Way and running thence southerly 60 feet, set-back line to be 11 feet; thence southerly 30 feet, set-back line to be 13 feet 6 inches; thence southerly 30 feet, set-back line to be 15 feet; thence southerly 30 feet, set-back line to be 16 feet 6 inches; thence southerly 30 feet, set-back line to be 17 feet 6 inches; thence southerly 30 feet, set-back line to be 19 feet 6 inches; thence southerly 30 feet, set-back line to be 21 feet; thence southerly 30 feet, set-back line to be 22 feet 6 inches; thence southerly 60 feet, set-back line to be 24 feet; thence southerly 30 feet, set-back line to be 22 feet 6 inches; thence southerly 30 feet, set-back line to be 21 feet; thence southerly 30 feet, set-back line to be 20 feet 6 inches; thence southerly 30 feet, set-back line to be 19 feet 6 inches; thence southerly 30 feet, set-back line to be 17 feet 6 inches; thence southerly 30 feet, set-back line to be 16 feet 6 inches; thence southerly 30 feet, set-back line to be 15 feet; thence southerly 60 feet, set-back line to be 12 feet 6 inches; and

Along the easterly side of 31st Avenue, commencing at Lincoln Way and running thence southerly 32 feet 6 inches, set-back line to be 14 feet; thence southerly 447 feet 6 inches, set-back line to be 17 feet; thence southerly 120 feet, set-back line to be 14 feet,

is hereby approved.

*Adopted* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

#### Establishing Set-back Lines W/S 45th Avenue Between Lincoln Way and Irving Street

(Series of 1939)

Resolution No. 663, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2088, dated November 9, 1939, reading as follows:

Resolved, That subject to the approval of the Board of Supervisors, in accordance with Section 117 of the Charter, the following building set-back lines be, and the same are hereby approved, and established:

Along the westerly side of 45th Avenue, commencing at a point 100 feet south of Lincoln Way and running thence southerly 125 feet, set-back line to be 7 feet 6 inches; thence southerly 275 feet, set-back line to be 12 feet,

is hereby approved.

*Adopted* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

**Establishing Set-back Lines E/S 46th Avenue Between Rivera  
Street and Santiago Street**

(Series of 1939)

Resolution No. 664, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2089, dated November 9, 1939, reading as follows:

Resolved, That subject to the approval of the Board of Supervisors, in accordance with Section 117 of the Charter, the following building set-back lines be, and the same are hereby approved, and established:

Along the easterly side of 46th Avenue, between Rivera Street and Santiago Street, set-back line to be 2 feet,

is hereby approved.

*Adopted* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,  
BILLS AND COMMUNICATIONS NOT CONSIDERED OR  
REPORTED UPON BY A COMMITTEE.**

**Adopted**

The following recommendation of his Honor, the Mayor, was taken up:

**Leave of Absence—Hon. Arthur M. Brown, Jr., Member Board of  
Supervisors**

(Series of 1939)

Resolution No. 665, as follows:

Resolved, That in accordance with the recommendation of his Honor, the Mayor, Hon. Arthur M. Brown, Jr., member of the Board of Supervisors, is hereby granted a leave of absence for a period of three weeks, commencing November 25, 1939, with permission to leave the State.

*Adopted* by the following vote:

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Colman, McSheehy, Shannon—3.

*Following the adoption of the foregoing resolution, Supervisor Brown announced that same was made necessary because of the illness of his son, who must be taken to a different climate.*

## Traffic Bureau Requested to Make Survey of Dangerous Intersections and Recommend Remedial Legislation

(Series of 1939)

Supervisor Schmidt presented Resolution No. \_\_\_\_\_, as follows:

Whereas, At the recent annual convention of the Western Safety Conference, proper lighting of dangerous traffic intersections was given special attention; and

Whereas, It was reported that in cities where proper lighting at dangerous intersections had been installed an eighty-four (84) per cent decrease in the number of accidents and a one hundred (100) per cent decrease in fatalities was noted in the first month; and

Whereas, The Board of Supervisors has a definite responsibility in the matter of accident prevention and safety legislation; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco respectfully request His Honor, the Mayor, to direct the Traffic Bureau to make a survey of all dangerous traffic intersections in San Francisco with the idea of improving their illumination in order to decrease traffic hazards and to recommend to this board the enactment of necessary remedial legislation.

*Referred to Fire, Safety and Police Committee.*

### Ship Clerk's Strike

The following communication was presented by Supervisor Shannon and read by the Clerk:

San Francisco, Calif., November 20, 1939.

Board of Supervisors,  
Warren Shannon, Chairman,  
City Hall, San Francisco.  
Gentlemen:

The present waterfront dispute has reached proportions which the Ship Clerks' Association feel qualifies it as a due subject for consideration by the Board of Supervisors of the City of San Francisco.

This organization respectfully requests the permission of the Board for a representative of the Union to speak briefly before your body on behalf of the Union during your session this afternoon.

Respectfully yours,

CHARLES F. HUSTON, President.

### Privilege of the Floor

Mr. Joseph N. Henry, Chairman of the Negotiating Committee of the Ship Clerks' Association, was, pursuant to motion by Supervisor Mead, granted the privilege of the floor.

However, before Mr. Henry addressed the Board, Supervisor Brown called attention to Resolution No. 581, adopted by the Board, setting up policy of refraining from considering matters over which the Board has no jurisdiction.

Supervisor Mead, in reply thereto, held that the policy of the Board, as expressed in Resolution No. 581, did not prohibit the Board from hearing any citizens or representatives of citizens who might desire to address the Board on any matter.

Supervisor McGowan pointed out that the Regional Service Committee, appointed several months previously, pursuant to action by the Board, could, possibly, do something in the matter, and he felt that the matter should be referred to some such group that could act in the matter.

The Controller, on being questioned, stated that as Chairman of the Regional Service Committee he would do what he could to hold a public meeting in the Civic Auditorium, at which both sides to the waterfront controversy could be heard.

Thereupon, Mr. Henry addressed the Board, pointing out the issues being contested, particularly ambiguities in the present contract which should be straightened out.

Mr. Henry Schmidt, representing the Longshoremen's Union, also addressed the Board, and denied statements alleged to have been made with respect to the control of Harry Bridges over San Francisco's waterfront.

#### Reference to Regional Service Committee

Supervisor McGowan, thereupon, again called attention to the Regional Service Committee, which, he believed, could consider the matter and arrange for hearing thereon. The Controller, Supervisor McGowan stated, was willing to call a meeting of that committee in the Civic Auditorium, and he, therefore, moved that the matter be referred to the Regional Service Committee, and that committee be requested to hold its meeting as quickly as it possibly could, in the Civic Auditorium.

Motion seconded by Supervisors Mead and Brown, and unanimously carried.

Mr. Charles A. Christin addressed the Board, briefly, and exhorted the striking waterfront employees to continue their work while arbitrating their differences.

Supervisor Mead suggested that members of the Board of Supervisors be invited to attend the meeting of the Regional Service Committee.

#### Barber's License Tax

Communication from Associated Master Barbers of America, transmitting copy of resolution adopted by that association on November 16, 1939, opposing re-establishment of city license tax for barbers.

*Referred to Finance Committee.*

#### Elimination of Chinatown Slum Conditions and Endorsement of Housing Project in Chinatown

Supervisor Brown presented communication from the San Francisco Junior Chamber of Commerce calling attention to the need for slum clearance in Chinatown, and urging the endorsement of Housing Project for that locality.

On motion by Supervisor Brown, copy of communication ordered sent to Mr. Nathan Strauss, U. S. Housing Authority, at Washington.

#### Thanksgiving for American Celebration

Supervisor McGowan, Chairman of the "Thanksgiving for America Celebration" Committee, invited all members of the Board of Supervisors, and citizens, to attend celebration in the Rotunda of the City Hall on Tuesday evening, November 21, 1939, at 8 P. M., and to attend services in the Civic Auditorium on Thanksgiving Day, Thursday, November 23, at 9:30 A. M.

#### Old Age Security—Mrs. Hensel

Supervisor Uhl requested that Mr. Frank McLaughlin, Director of Public Welfare, be invited to appear before the Board on Monday, November 27, 1939, with the file of Mrs. Hensel re Old Age Security, and to explain why she has not received her pension.

No objection and so ordered.



**Report on Stop and Go Signals**

Supervisor Uhl requested that Mr. Ralph Wiley, Department of Electricity, be requested to come before the Board on Monday, November 27, 1939, at 3:30 P. M. to discuss "Stop" and "Go" signals.

No objection and so ordered.

**Report from Retirement System re Reduction of Retirement Age**

Supervisor Uhl requested that the Retirement Board submit a report on the question of reducing the compulsory retirement age from 70 to 63.

No objection and so ordered.

**Mr. John M. Morrison, Guest from Edinburgh**

Supervisor Brown called attention to the presence of Mr. John M. Morrison, one of the editorial staff of "The Scotchman", of Edinburgh, Scotland, a guest in the chambers of the Board and regretted that he had left the Chambers before there had been an opportunity to present him to the Board.

**Adjournment**

There being no further business, the Board, at the hour of 4:55 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors, November 27, 1939.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,  
City and County of San Francisco.

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# JOURNAL OF PROCEEDINGS

## BOARD OF SUPERVISORS

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MONDAY, NOVEMBER 27, 1939, 2 P. M.

In Board of Supervisors, San Francisco, Monday, November 27, 1939,  
2 P. M.

The Board of Supervisors met in regular session.

### CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McSheehy, Shannon—3.

Quorum present.

Supervisor Mead presiding.

President Warren Shannon excused because of illness.

Supervisor Brown on leave of absence.

Supervisor McSheehy was noted present at 2:35 P. M.

On Supervisor McSheehy's arrival in the Chambers, the Chair, on behalf of the members of the Board, greeted him and expressed the pleasure of his colleagues at his recovery from his recent illness. Supervisor McSheehy responded briefly.

### APPROVAL OF JOURNAL

The Journal of Proceedings of the meeting of November 27, 1939, was considered read and approved.

### SPECIAL ORDER—2:30 P. M.

#### City Aid Toward Assessments for Sidewalk Construction

Consideration of granting city aid toward assessments for sidewalk construction for Miss Mary Tarpy, Mr. A. R. Schubert and Mrs. Mary V. Anderson. On motion by Supervisor Uhl.

#### Privilege of the Floor

Mrs. Josephine L. Cozosovich, representing Miss Mary Tarpy, was granted the privilege of the floor.

Mr. A. D. Wilder, Director of Public Works, reiterated his previous statement that the sidewalk in question, fronting Miss Tarpy's property, was not in good condition, and that the entire sidewalk had to be repaired, and the sidewalks on that street all being fifteen feet in width, it was necessary that Miss Tarpy's sidewalk also be constructed to that width.

Supervisor Uhl read to the Board report by Supervisor McSheehy, set forth in Journal of Proceedings of the meeting of April 3, 1939, wherein he had reported that the sidewalk, in his opinion, was not in a dangerous condition, and did not need reconstruction.

Supervisor McSheehy, at the request of Supervisor Uhl, repeated the statement above referred to.

Mr. Wilder, on being questioned by the Chair, stated that his department could, and did, in some instances, repair sidewalks rather than replace them in their entirety, where such repairs could be made, but that in his opinion, the sidewalk of Miss Tarpay could not be so repaired, but had to be completely reconstructed. The sidewalk, he stated, on being questioned by Mrs. Cozovich, was not of full official width, and was full of holes, making same dangerous to pedestrians.

#### City Aid Proposed

Thereupon, Supervisor Uhl moved that the City and County contribute to the aid of Miss Tarpay, Mr. Schubert and Mrs. Mary V. Anderson, two-thirds of the amount of the costs of sidewalk construction which they were protesting. Motion not seconded.

The City Attorney, in reply to question by the Chair as to the Board's right to make such a contribution, stated that there was in his mind some question as to that right, and in support of his views quoted from Section 108 of the Charter, with respect to the liability of the property owner to keep his sidewalks in repair. However, he would study the matter and report to the Board his findings.

#### Consideration Postponed

Thereupon, on motion by Supervisor Uhl, further consideration was postponed until December 4, 1939, at 2:30 P. M.

### SPECIAL ORDER—3 P. M.

#### Consideration Postponed

#### Referred by Public Buildings, Lands and City Planning Committee Without Recommendation

Amending Section 610 and Section 611, of Article 17, Chapter I, Part II, of The San Francisco Municipal Code, Reclassifying the Seating Capacity of Moving Picture Theatres for Construction or Alteration.

(Series of 1939)

Bill No. 404, Ordinance No....., as follows:

An Ordinance amending Section 610 and Section 611, of Article 17, Chapter I, Part II, of The San Francisco Municipal Code, reclassifying the seating capacity of moving picture theatres for construction or alteration.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 610 and Section 611, of Article 17, Chapter I, Part II, of The San Francisco Municipal Code, are hereby amended to read as follows:

Section 610. *Theatre Construction Required.* All places of amusement hereafter to be constructed, erected or altered wherein moving pictures are exhibited for public entertainment, and where an admission fee is charged, having a seating capacity of *three hundred (300)*, or more persons, shall be built and constructed to conform to all laws, condi-

tions and requirements now existing or hereafter to come in force and effect relating to theatres and places where theatrical or operatic performances are given.

Section 611. *Construction.* All such places of amusement hereafter to be constructed, erected or altered, wherein moving pictures are exhibited for public entertainment, and where an admission fee is charged, having a seating capacity of less than *three hundred* (300) persons, shall be built and constructed in accordance with the following laws, conditions and requirements, to-wit:

(a) All such places of amusements must be and shall only be contained in "Class A," "Class B," or "Class C" buildings.

(b) All such places of amusement not contained in "Class A" or "Class B" buildings must have their interior entirely and throughout lined with sheet metal, or metal lathed and plastered. Brick, tile or concrete walls need not be lathed or plastered.

(c) All aisles in the auditorium having seats on both sides of the same shall not be less than three and one-half ( $3\frac{1}{2}$ ) feet in width when the aisles are sixty (60) feet or less in length and not less than four (4) feet in width when the aisles are more than sixty (60) feet in length. Aisles having seats on one (1) side only shall not be less than two and one-half ( $2\frac{1}{2}$ ) feet in width when the aisles are sixty (60) feet or less in length, and not less than three (3) feet in width when the aisles are more than sixty (60) feet in length.

(d) All seats in the auditorium shall be not less than twenty-nine (29) inches from back to back, measured in a horizontal direction, and firmly secured to the floor. No seat in the auditorium shall have more than six (6) seats intervening between it and an aisle. No seat nor stool shall be placed in any aisle.

(e) All such places of amusement having a seating capacity of less than three hundred (300) persons shall be equipped with at least one (1)  $1\frac{1}{2}$ -inch galvanized stand pipe in the middle of one (1) side wall of the auditorium. Said stand pipe shall have a  $1\frac{1}{2}$ -inch direct connection with the street main. Attached to said stand pipe there shall be fifty (50) feet of  $1\frac{1}{2}$ -inch hose, and at the end of such hose there shall be a five eighths ( $5/8$ ) inch play pipe.

(f) There must be in the operator's booth a metal ventilating pipe, not smaller than six (6) inches in diameter, which must extend through an exterior wall or roof of the building, or may be connected to a brick or patent chimney. A window opening directly to the outer air may be used in lieu of the above ventilating pipe.

(g) Openings for picture and operator's view shall not be larger than twelve (12) by twelve (12) inches, and must have gravity doors made of No. 14 B. & S. gauge sheet iron arranged to drop freely in heavy metal grooves on inside of booth. Doors to be held in position (open) by fusible links placed in series with a single strand of cord, so arranged that cord will be suspended directly above film when in place in machine, so that in case of ignition of film the link will fuse or cord will burn and allow gravity doors to drop and close openings. There shall be no opening from the operating booth into any closet, storeroom or blind space, and but one (1) exit door.

(h) All electric wiring must conform to the rules of the national code. The operator's cabinet or picture box must be absolutely fireproof and the picture machine must be operated entirely by hand.

The use of a motor to turn the picture machine is hereby strictly prohibited.

(i) No wooden fixtures, benches or appliances, unless same be metal clad and no other inflammable materials not required for the operating of moving picture machines shall be allowed in the operating room.

(j) All such places of amusement shall have at least one (1) frontage on a street, and in such frontage there shall be at least two (2) exits, each of which is to be at least five (5) feet wide.

In addition to such exits on the street there shall be reserved for service in case of emergency, where the seating capacity is one hundred fifty (150) or less, one (1) exit in the rear; where the seating capacity is greater than one hundred fifty (150) and less than *three hundred* (300), there shall be one exit in the rear and an additional exit in the rear half of the auditorium. Each exit shall not be less than five (5) feet in width.

All exits must open into public streets, public or private alleys or into passageways at least five (5) feet wide communicating directly with the streets. Said passageways must have their interiors lined throughout with sheet metal or be metal lathed and plastered. Exits which lead into five-foot interior passageways must have no doors, but may be hung with curtains or portieres. All doors and exits must open outward and be unfastened at all times during which people are assembled. Every exit shall have over the same in the inside the word "EXIT" painted in legible letters not less than six (6) inches high, with the principal strokes of such letters not less than five-eighths ( $\frac{5}{8}$ ) of an inch in width, and within such exit sign there shall also be a green light on an independent circuit from all other lights in the building. All courts and passageways shall be lighted during the performance.

(k) There shall be aisles of the width hereinbefore specified, extending the entire length of the auditorium to each and every exit opening into said streets or alleys, or passageways; there shall be space of at least ten (10) feet between front tier of seats and screen or stage; cross aisles leading to side exits shall extend from center aisle to said exits. Where exits are at rear, aisles leading to same shall be of the maximum widths herein prescribed, throughout their entire length.

*November 20, 1939—Consideration postponed until November 27, 1939, at 3 P. M. the Board to sit as a Committee of the Whole. On motion by Supervisor Uhl.*

*November 27, 1939—Consideration postponed until December 4, 1939, at 3 P. M., the Board to sit as a Committee of the Whole. On motion by Supervisor Uhl.*

## SPECIAL ORDER — 3:30 P. M.

### Consideration Postponed

#### Report on Stop and Go Signals

Mr. Ralph Wiley, Department of Electricity, on motion by Supervisor Uhl, invited to appear before the Board to discuss the matter of "Stop" and "Go" signals.

Due to the inability of Mr. Ralph Wiley to be present, consideration was postponed until Monday, December 4, 1939, at 2:30 P. M.

#### Old Age Security—Mrs. Hensel

Mr. Frank McLaughlin, Director of Public Welfare, invited to appear before the Board with file of Mrs. Hensel, re Old Age Security, and to explain why she has not received her pension. On motion by Supervisor Uhl.



### Privilege of the Floor

Mrs. Elvina Hensel, of 1474 Sacramento Street, was granted the privilege of the floor on motion by Supervisor Uhl. Mrs. Hensel stated that her son had not contributed to her support, nor could he, because of illness and unemployment, but that a deduction from her pension was being made, because of support which, it had been stated, he had agreed to contribute.

Mr. Levy, representing Mr. Frank McLaughlin, agreed to check up on statements made by Mrs. Hensel, and, if the result of the investigation warranted, restoration of Mrs. Hensel's pension to the full amount to which she was entitled, would be made.

## UNFINISHED BUSINESS

### Final Passage

The following recommendations of Finance Committee, heretofore passed for second reading, were taken up:

**Granting Permit for Pacific Auxiliary Fire Alarm Company to  
Connect Its Fire Alarm Devices with Street Fire Alarm Boxes.**

(Series of 1939)

Bill No. 411, Ordinance No. 393, as follows:

An ordinance granting to Pacific Auxiliary Fire Alarm Company, its successors and assigns, the right to erect, install, construct, lay down and maintain poles, conduits, wires, cables, conductors and other appliances and equipment in, under and across the streets, alleys, avenues, thoroughfares and other public places in the City and County of San Francisco for the operation of a general system or systems for the transmission of fire signals and alarms and in connection with and in relation to the same the right to connect its fire alarm devices with the street fire alarm boxes of the said City and County of San Francisco.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby granted to PACIFIC AUXILIARY FIRE ALARM COMPANY, a corporation, its successors and assigns, the right and privilege, for the period hereinafter specified, to erect, install, construct, lay down and maintain poles, conduits, wires, cables, conductors and other appliances and equipment in, under and across the streets, alleys, avenues, thoroughfares and other public places in the City and County of San Francisco, for the operation of a general system or systems for the transmission of fire signals and fire alarms, and in connection therewith and in relation thereto the right to connect its fire alarm devices with the street fire alarm boxes of the City and County of San Francisco, the said connection to be made in a manner not to interfere with the efficiency of said fire alarm boxes as now, or from time to time hereafter, established, and to be under the supervision and to the satisfaction and approval, and subject to the control of the Chief of the Department of Electricity and of such other departments of the City and County of San Francisco as may have jurisdiction over the same, and subject to the provisions of Section 24 of the Charter of said City and County.

Section 2. Nothing in this Ordinance shall be so construed as in any wise to prevent the proper authorities of the City and County of San Francisco from renewing, repairing, replacing or changing any

of the street fire alarm boxes in said City and County, but all such work shall be so done as to cause the least possible interference with the fire alarm system maintained by the grantee of this franchise, provided that if at any time the fire alarm devices of said Pacific Auxiliary Fire Alarm Company shall interfere with the proper working of the street fire alarm boxes of the City and County of San Francisco the same may be disconnected from any or all of the boxes of said system, the cost of so disconnecting the same to be borne by said company. If due to faulty wiring or other causes the auxiliary system causes abnormal number of false alarms the Chief of the Department of Electricity, upon request of the Chief Engineer of the San Francisco Fire Department, may disconnect such system and until such time as has been proved to the satisfaction of the Chief of the Department of Electricity that the cause for such trouble has been removed said system shall not be reconnected to the city fire alarm system.

Section 3. The grantee of this franchise and privilege, its successors and assigns, shall, during the life of this franchise continue to furnish service, free of charge, to said City and County of San Francisco by and through such fire alarm devices or auxiliary fire alarm boxes as are now maintained by said Company in the De Young Museum in Golden Gate Park, in the California Palace of the Legion of Honor, and in such School Buildings of said City and County as are now equipped with devices or boxes of said Company, and shall also, during the life of this franchise, maintain, free of charge, such devices or boxes to a total number not exceeding fifty (which said fifty shall include those now maintained) in such other public buildings of said City and County except the Opera House and the Veterans' War Memorial Building, and at such place or places in said other public buildings, as the Mayor and the Board of Supervisors of said City and County may direct, the expense of installing said devices or boxes at the place or places so directed to be borne by said Company, and all expense of wiring and other construction necessary to connect said place or places with the City fire alarm boxes to be borne by said City and County. Should the gross receipts of said grantee arising from the use, operation or possession of the rights and privileges hereby granted equal or exceed \$30,000.00 in any year then said grantee shall pay to said City and County of San Francisco a sum of money equal to 2% of said gross receipts for said year over and above said \$30,000.00.

The grantee of this franchise and of the rights and privileges hereunder shall at all times keep and maintain a full, true and correct account of all its gross earnings and income arising out of its operations thereunder, which said accounts, and all books, records, correspondence and documents of the Company in connection therewith shall at all times be open to the inspection and examination of the Controller of said City and County of San Francisco; and said grantee shall on or before the 15th day of February of each calendar year file with said Controller a full, true and correct statement of all its gross earnings and income from its operations under this franchise for the preceding calendar year, and shall on or before the 15th day of March of each calendar year pay to said City and County said sum of two (2) per cent of its gross annual receipts of the preceding year from its operations under this franchise and the rights and privileges hereby granted, whenever under the terms of this franchise said amount is due to said City and County because of the amount of the gross receipts of said grantee for said preceding calendar year. Should said grantee not pay said amount as so required then said amount shall bear interest at the rate of six (6) per cent per annum from said 15th day of March until paid. Nothing herein shall prevent said City and County from terminating this franchise for failure to pay any of said amounts as herein required.

Section 4. The provisions of this franchise and all rights, obligations and duties hereunder shall inure to and be binding upon the grantee, its successors and assigns, provided, however, that the rights and privileges granted hereunder shall not be assigned, transferred, sold, or otherwise disposed of by said grantee without first having obtained the approval of the Board of Supervisors of said City and County of San Francisco expressed by Resolution of said Board.

Section 5. The grantee shall file a written acceptance of this franchise and an agreement to comply with the terms and conditions herein set forth with the Clerk of the Board of Supervisors of the City and County of San Francisco within thirty days after the date that the Ordinance granting this franchise becomes effective.

Section 6. The rights and privileges and franchise hereby granted shall continue and be in force for a period of twenty-five (25) years from and after the effective date of this franchise.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

### Consideration Postponed

The following recommendations of Finance and Public Utilities Committee, heretofore passed for second reading, were taken up:

#### Franchise for the Distribution of Gas for Other than Lighting Purposes.

(Series of 1939)

Bill No. 325, Ordinance No....., as follows:

Ordinance Granting to Pacific Gas and Electric Company, its Successors and Assigns, a Franchise to Introduce Into, Transmit, Distribute and Supply to the City and County of San Francisco and its Inhabitants Gas for Every Use and Purpose to Which it May Be Put, Exclusive of Those Uses and Purposes for Which Gas May Be Now Supplied By Pacific Gas and Electric Company or Hereafter Supplied By its Successors or Assigns Under Section 19 of Article XI of the Constitution of the State of California, as Said Section Existed Prior to Its Amendment on October 10, 1911, and to That End to Lay and Use in the Streets of Said City and County All Pipes and Appurtenances Necessary or Proper Therefor, and Likewise to Use All Gas Pipes and Appurtenances Which are Now in Place or Hereafter May Be Placed in Said Streets.

Be it ordained by the People of the City and County of San Francisco:

SECTION 1. Whenever in this ordinance the words and phrases hereinafter in this section defined are used they shall have the respective meanings assigned to them in the following definitions (unless, in the given instance, the context wherein they are used shall import a different meaning):

(a) The word "grantee" shall mean Pacific Gas and Electric Company, its successors and assigns;

(b) The word "city" shall mean the City and County of San Francisco, a municipal corporation of the State of California, in its present incorporated form or in any later reorganized, consolidated, enlarged or reincorporated form, and shall include annexed territory:

(c) The word "streets" shall mean the public streets, ways, alleys and places as the same now exist or may hereafter exist within said city;

(d) The word "gas" shall mean natural gas and/or manufactured and/or artificial gas, or a mixture of natural gas and/or manufactured and/or artificial gas, including any gaseous substance usable for heat, power, illumination or fuel purposes;

(e) The phrase "pipes and appurtenances" shall mean pipes, pipelines, mains, services, traps, vents, vaults, manholes, meters, gauges, regulators, valves, conduits, appliances, attachments, appurtenances and any other property located or to be located in, upon, along, across, under or over the streets of the city, and used or useful in introducing, transmitting, distributing and supplying gas as aforesaid;

(f) The phrase "lay and use" shall mean to lay, construct, erect, install, operate, maintain, use, repair or replace;

(g) The phrase "constitutional franchise" shall mean the rights possessed by the grantee under the provisions of Section 19 of article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911.

SECTION 2. There is hereby granted to Pacific Gas and Electric Company, its successors and assigns, a franchise to introduce into, transmit, distribute and supply to the City and County of San Francisco and its inhabitants gas for every use and purpose to which it may be put, exclusive of those uses and purposes for which gas may be now supplied by Pacific Gas and Electric Company or hereafter supplied by its successors or assigns under Section 19 of Article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911, and to that end to lay and use in the streets of said city and county all pipes and appurtenances necessary or proper therefor, and likewise to use all gas pipes and appurtenances which are now in place or hereafter may be placed in said streets.

If the grantee should surrender or otherwise lose any rights under its said constitutional franchise, then the franchise hereby granted shall to the extent of such loss include the right of the grantee to introduce into, transmit, distribute and supply to said city and county and its inhabitants gas for all uses and purposes theretofore covered by said constitutional franchise to the extent of such loss.

SECTION 3. The franchise hereby granted shall be and continue in full force until, with the consent of the Railroad Commission of the State of California, or other lawful authority having jurisdiction in the premises, it shall be voluntarily surrendered or abandoned by the grantee, or until the city by agreement shall purchase or through eminent domain shall condemn and acquire all property actually used and useful in the exercise of said franchise and situate within the territorial limits of the city, or until it shall be forfeited for non-compliance with its terms by the grantee.

SECTION 4. The grantee of said franchise shall annually pay to the city a sum which shall be equivalent to one (1%) per cent of the gross annual receipts of the grantee from the sale of gas within the limits of the city, under both said constitutional franchise and the franchise hereby granted, and whether or not said gas be transmitted or distributed by the grantee for its own account or the account of another. The computation of the amount payable annually by the

grantee to the city, hereunder, on the basis of the grantee's receipts under its constitutional franchise, as well as its receipts under the franchise hereby granted, is not intended to be and shall not be deemed to be an assertion by the city or a recognition by the grantee that the city has any authority to tax the grantee's right of enjoyment of its said constitutional franchise, but such basis of computation has been adopted merely as a convenient method for measuring the amount which the grantee should annually pay for the enjoyment of the franchise hereby granted.

SECTION 5. The grantee shall, within three months after the expiration of the calendar year in which the franchise hereby granted shall become effective, and within three months after the expiration of each and every calendar year thereafter, file with the Clerk of the Board of Supervisors a duly verified statement showing in detail the total gross receipts of grantee during the preceding calendar year from the sale of gas within the limits of the city, as specified in Section 4 hereof, and within fifteen days after the time for filing such statement grantee shall pay to the city in lawful money of the United States the aforesaid percentage of its gross receipts for such calendar year, as shown by such statement, and as specified in Section 4 hereof. The grantee shall keep its accounts in such form as to enable the city, or its duly authorized representatives, to ascertain and check the amounts due the city under said franchise. In the event of any neglect, omission or refusal by the grantee to file such verified statement, or to pay said percentage, at the time and in the manner specified, or within any extension of time granted by the Board of Supervisors or other legislative body of the city, the city may sue in its own name in the manner provided by law without the necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 6. The grantee may charge for gas furnished by it within the limits of the city under the franchise hereby granted such rates only as shall be fixed in accordance with laws now in force or hereafter enacted.

SECTION 7. The grantee shall (a) construct, install and maintain all pipes and appurtenances in conformity with all the lawful ordinances, rules and regulations heretofore or hereafter adopted by the Board of Supervisors, or other legislative body of the city, in the exercise of the police powers of the city; (b) pay to the city on demand the cost of all repairs to public property made necessary by any of the operations of the grantee; (c) indemnify and hold harmless the city and its officers and employees from any and all liability for damages proximately resulting from any operations under the franchise hereby granted; (d) remove or relocate without expense to the city any facilities installed, used and maintained under the franchise hereby granted, if and when made necessary by any lawful change of grade, alignment or width of any street, or by any work to be performed under the governmental authority of the city; and (e) should the city or any department thereof make or issue any lawful order, law or ordinance directing the grantee to extend its facilities for the purpose of supplying the service provided for in this franchise, it shall be the duty of the grantee to provide such facilities and supply such service with all due diligence after having been notified to do so by the city or any of its departments having authority so to do.

SECTION 8. If the grantee shall fail, neglect or refuse to comply with any of the provisions or conditions prescribed in the franchise hereby granted, and shall not within thirty (30) days, or such additional time as may be allowed by the Board of Supervisors or other legislative body of the city, after written demand for compliance therewith, begin the work of compliance, or after such beginning, shall not prosecute the same with due diligence to completion, the city may sue in its own name in the manner provided by law without the



necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 9. The franchise hereby granted shall not in any way or to any extent impair or affect the right of the city to acquire the property of the grantee either by purchase or through the exercise of the right of eminent domain, and nothing herein contained shall be construed to contract away or to modify or to abridge the city's right to exercise the power of eminent domain. In any proceeding of any character before any court or other public authority the franchise hereby granted shall be deemed to have a value equivalent to the purchase price paid therefor by the grantee and no other or greater value.

SECTION 10. The grantee shall pay to the city the sum of two hundred thousand dollars (\$200,000) as the purchase price of the franchise hereby granted. If, at any time after the payment of said sum, it shall be adjudged that said franchise did not become effective or was or is invalid, or if the grantee shall, at any time, be prevented by the city or by judgment procured by any other person from exercising the same for any reason other than noncompliance with its terms by the grantee, or if a certificate of convenience and necessity to exercise the same be refused by the Railroad Commission of California, then said sum of two hundred thousand dollars (\$200,000) shall be forthwith repaid by the city to the grantee.

SECTION 11. Upon the acceptance of the franchise hereby granted and the payment of the aforesaid purchase price thereof, the grantee shall stand discharged from any and all claims of the city for the use of the streets by grantee prior to the taking effect of said franchise.

SECTION 12. The grantee shall accept the franchise hereby granted and pay to the city the aforesaid sum of two hundred thousand dollars (\$200,000) within thirty days after this ordinance becomes effective, and after the Board of Supervisors shall, by resolution, so declare and, in writing, request acceptance of the franchise by the grantee and payment of said sum of two hundred thousand dollars (\$200,000) to the city. If the grantee shall fail to file its acceptance with the Clerk of the Board of Supervisors and pay said two hundred thousand dollars (\$200,000) to the city, within the aforesaid time, or such additional time as may be allowed by the Board of Supervisors, the franchise hereby granted shall be ipso facto void and no longer of effect.

*November 27, 1939—Consideration postponed until December 4, 1939.*



# Franchise for the Distribution of Electricity for Other than Lighting Purposes.

(Series of 1939)

Bill No. 326, Ordinance No....., as follows:

Ordinance Granting to Pacific Gas and Electric Company, its Successors and Assigns, a Franchise to Introduce into, Transmit, Distribute and supply to the City and County of San Francisco and its Inhabitants Electricity for Every Use and Purpose to Which it May Be Put, Exclusive of Those Uses and Purposes for Which Electricity May Be Now Supplied By Pacific Gas and Electric Company or Hereafter Supplied By its Successors or Assigns Under Section 19 of Article XI of the Constitution of the State of California, as Said Section Existed Prior to its Amendment on October 10, 1911, and to That End to Construct and Use in the Streets of Said City and County All Poles, Wires, Conduits and Appurtenances Necessary or Proper Therefor, and Likewise to Use All Electric Poles, Wires, Conduits and Appurtenances Which Are Now in Place or Hereafter May Be Placed in Said Streets.

Be it ordained by the People of the City and County of San Francisco:

SECTION 1. Whenever in this ordinance the words or phrases hereinafter in this section defined are used they shall have the respective meanings assigned to them in the following definitions (unless, in the given instance, the context wherein they are used shall import a different meaning):

(a) The word "grantee" shall mean Pacific Gas and Electric Company, its successors and assigns;

(b) The word "city" shall mean the City and County of San Francisco, a municipal corporation of the State of California, in its present incorporated form or in any later reorganized, consolidated, enlarged or reincorporated form, and shall include annexed territory;

(c) The word "streets" shall mean the public streets, ways, alleys and places as the same now exist or may hereafter exist within said city;

(d) The phrase "poles, wires, conduits and appurtenances" shall mean poles, towers, supports, wires, conductors, cables, guys, stubs, platforms, crossarms, braces, transformers, insulators, conduits, ducts, vaults, manholes, meters, cutouts, switches, communication circuits, appliances, attachments, appurtenances and any other property located or to be located in, upon, along, across, under or over the streets of the city, and used or useful in introducing, transmitting, distributing and supplying electricity as aforesaid;

(e) The phrase "construct and use" shall mean to construct, erect, install, lay, operate, maintain, use, repair or replace;

(f) The phrase "constitutional franchise" shall mean the rights possessed by the grantee under the provisions of Section 19 of Article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911.

SECTION 2. There is hereby granted to Pacific Gas and Electric Company, its successors and assigns, a franchise to introduce into, transmit, distribute and supply to the City and County of San Francisco and its inhabitants electricity for every use and purpose to which it may be put, exclusive of those uses and purposes for which electricity may be now supplied by Pacific Gas and Electric Company or hereafter supplied by its successors or assigns under Section 19 of Article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911, and to that

end to construct and use in the streets of said city and county all poles, wires, conduits and appurtenances necessary or proper therefor, and likewise to use all electric poles, wires, conduits and appurtenances which are now in place or hereafter may be placed in said streets.

If the grantee should surrender or otherwise lose any rights under its said constitutional franchise, then the franchise hereby granted shall to the extent of such loss include the right of the grantee to introduce into, transmit, distribute and supply to said city and county and its inhabitants electricity for all uses and purposes theretofore covered by said constitutional franchise to the extent of such loss.

SECTION 3. The franchise hereby granted shall be and continue in full force until, with the consent of the Railroad Commission of the State of California, or other lawful authority having jurisdiction in the premises, it shall be voluntarily surrendered or abandoned by the grantee, or until the city by agreement shall purchase or through eminent domain shall condemn and acquire all property actually used and useful in the exercise of said franchise and situate within the territorial limits of the city, or until it shall be forfeited for non-compliance with its terms by the grantee.

SECTION 4. The grantee of said franchise shall annually pay to the city a sum which shall be equivalent to one-half ( $\frac{1}{2}$ ) per cent of the gross annual receipts of the grantee from the sale of electricity within the limits of the city, under both said constitutional franchise and the franchise hereby granted, and whether or not said electricity be transmitted or distributed by the grantee for its own account or the account of another. The computation of the amount payable annually by the grantee to the city, hereunder, on the basis of the grantee's receipts under its constitutional franchise, as well as its receipts under the franchise hereby granted, is not intended to be and shall not be deemed to be an assertion by the city or a recognition by the grantee that the city has any authority to tax the grantee's right of enjoyment of its said constitutional franchise, but such basis of computation has been adopted merely as a convenient method for measuring the amount which the grantee should annually pay for the enjoyment of the franchise hereby granted.

SECTION 5. The grantee shall, within three months after the expiration of the calendar year in which the franchise hereby granted shall become effective, and within three months after the expiration of each and every calendar year thereafter, file with the Clerk of the Board of Supervisors a duly verified statement showing in detail the total gross receipts of grantee during the preceding calendar year from the sale of electricity within the limits of the city, as specified in Section 4 hereof, and within fifteen days after the time for filing such statement grantee shall pay to the city in lawful money of the United States the aforesaid percentage of its gross receipts for such calendar year, as shown by such statement, and as specified in Section 4 hereof. The grantee shall keep its accounts in such form as to enable the city, or its duly authorized representatives, to ascertain and check the amounts due the city under said franchise. In the event of any neglect, omission or refusal by the grantee to file such verified statement, or to pay said percentage, at the time and in the manner specified, or within any extension of time granted by the Board of Supervisors or other legislative body of the city, the city may sue in its own name in the manner provided by law without the necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 6. The grantee may charge for electricity furnished by it within the limits of the city under the franchise hereby granted such rates only as shall be fixed in accordance with laws now in force or hereafter enacted.

SECTION 7. The grantee shall (a) construct, install and maintain all

poles, wires, conduits and appurtenances in conformity with all the lawful ordinances, rules and regulations heretofore or hereafter adopted by the Board of Supervisors, or other legislative body of the city, in the exercise of the police powers of the city; (b) pay to the city on demand the cost of all repairs to public property made necessary by any of the operations of the grantee; (c) indemnify and hold harmless the city and its officers and employees from any and all liability for damages proximately resulting from any operations under the franchise hereby granted; (d) remove or relocate without expense to the city any facilities installed, used and maintained under the franchise hereby granted, if and when made necessary by any lawful change of grade, alignment or width of any street, or by any work to be performed under the governmental authority of the city; and (e) should the city or any department thereof make or issue any lawful order, law or ordinance directing the grantee to extend its facilities for the purpose of supplying the service provided for in this franchise, it shall be the duty of the grantee to provide such facilities and supply such service with all due diligence after having been notified to do so by the city or any of its departments having authority so to do.

SECTION 8. If the grantee shall fail, neglect or refuse to comply with any of the provisions or conditions prescribed in the franchise hereby granted, and shall not within thirty (30) days, or such additional time as may be allowed by the Board of Supervisors or other legislative body of the city, after written demand for compliance therewith, begin the work of compliance, or after such beginning, shall not prosecute the same with due diligence to completion, the city may sue in its own name in the manner provided by law without the necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 9. The franchise hereby granted shall not in any way or to any extent impair or affect the right of the city to acquire the property of the grantee either by purchase or through the exercise of the right of eminent domain, and nothing herein contained shall be construed to contract away or to modify or to abridge the city's right to exercise the power of eminent domain. In any proceeding of any character before any court or other public authority the franchise hereby granted shall be deemed to have a value equivalent to the purchase price paid therefor by the grantee and no other or greater value.

SECTION 10. The grantee shall pay to the city the sum of two hundred thousand dollars (\$200,000) as the purchase price of the franchise hereby granted. If, at any time after the payment of said sum, it shall be adjudged that said franchise did not become effective or was or is invalid, or if the grantee shall, at any time, be prevented by the city or by judgment procured by any other person from exercising the same for any reason other than noncompliance with its terms by the grantee, or if a certificate of convenience and necessity to exercise the same be refused by the Railroad Commission of California, then said sum of two hundred thousand dollars (\$200,000) shall be forthwith repaid by the city to the grantee.

SECTION 11. Upon the acceptance of the franchise hereby granted and the payment of the aforesaid purchase price thereof, the grantee shall stand discharged from any and all claims of the city for the use of the streets by grantee prior to the taking effect of said franchise.

SECTION 12. The grantee shall accept the franchise hereby granted and pay to the city the aforesaid sum of two hundred thousand dollars (\$200,000) within thirty days after this ordinance becomes effective, and after the Board of Supervisors shall, by resolution, so declare and, in writing, request acceptance of the franchise by the grantee and

payment of said sum of two hundred thousand dollars (\$200,000) to the city. If the grantee shall fail to file its acceptance with the Clerk of the Board of Supervisors and pay said two hundred thousand dollars (\$200,000) to the city, within the aforesaid time, or such additional time as may be allowed by the Board of Supervisors, the franchise hereby granted shall be ipso facto void and no longer of effect.

*November 27, 1939—Consideration postponed until December 4, 1939.*

### Adopted

### NEW BUSINESS

The following recommendations of Finance Committee were taken up:

#### Approval of Recommendations of Public Welfare Department

(Series of 1939)

Resolution No. 669, as follows:

Resolved, That the recommendations of the Public Welfare Department containing the names and amounts to be paid as Old Age Security Aid, Blind Pensions and Half Orphan Aid for the month of December, 1939 (and prior thereto), including amounts, increases, decreases, cancellations, denials, suspensions and other transactions, are hereby approved, and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

Further Resolved, That the Board of Supervisors declares an extension of time if necessary in certain cases as requested by the Public Welfare Department.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McSheehy, Shannon—3.

#### Release of Lien Filed Re Old Age Security, Louis Page Eaton

(Series of 1939)

Resolution No. 670, as follows:

Whereas, Notices of Aid have been recorded in this County pursuant to Section 4 of the Old Age Security Act and Section 2225 of the Welfare and Institution Code; and

Whereas, The filing of such Notices created a lien on the property of the recipients of such aid; and

Whereas, The recipients of such aid, on payment of the debt secured by such lien are entitled to receive a release thereof; and

Whereas, A lien has been placed by the Board of Supervisors of the

City and County of San Francisco, on recommendation of the County Welfare Department, against the property described as follows:

Property of Louis Page Eaton, recorded October 26, 1939, on Page 71, Volume 3525, Official Records of the City and County of San Francisco.

Now, Theretofore, Be It Resolved, That upon receipt of Thirty-three and 65/100 (\$33.65) Dollars, to be paid as full consideration for the release of the lien, David A. Barry, Clerk of the Board of Supervisors, is hereby authorized to execute and deliver on behalf of and in the name of said Board, a release of such lien.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McSheehy, Shannon—3.

#### Authorizing Sale of City Owned Buildings on Portola Drive Between 24th and 26th Streets

(Series of 1939)

Resolution No. 671, as follows:

Authorizing sale of City owned buildings on Portola Drive between 24th and 26th Streets.

Resolved, in accordance with the recommendation of the Department of Public Works, that the Director of Property be and is hereby authorized to sell at public auction all buildings now owned or hereafter acquired by the City and County of San Francisco in connection with the widening of Portola Drive between 24th and 26th Streets, San Francisco, and not required for municipal purposes.

The terms of sale shall be cash upon delivery of bills of sale to be executed by the Director of Property.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McSheehy, Shannon—3.

#### Land Purchase—Sewage Disposal Pumping Station

(Series of 1939)

Resolution No. 672, as follows:

Land purchase—sewage disposal pumping station.

Resolved, in accordance with the recommendation of the Department of Public Works, that the City and County of San Francisco accept a deed from Mary E. Fitzhugh, or the legal owner, to Lot 10, Assessor's

Block 1306, San Francisco, required for a sewage disposal pumping station, and that the sum of \$12,600.00 be paid for said land from Appropriation No. 940,500.02.58.

The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to Funds Available by the Controller.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McSheehy, Shannon—3.

**Claiming as City Property Unclaimed Balance of \$5,551.75 in  
Stockton Street Tunnel Assessment District Fund**

(Series of 1939)

Resolution No. 673, as follows:

Whereas, notice as required under Section 4087B New of the Political Code of the State of California, known as Chapter 141, has been published in the official newspaper for two successive weeks by the Treasurer of the City and County of San Francisco, that there remains unclaimed for a period of more than ten years, the sum of Five Thousand, Five Hundred Fifty-one and 75/100 Dollars (\$5,551.75) in the Treasury of the City and County, known as the Stockton Street Tunnel Assessment District Fund, and that no person or persons has filed in the Superior Court of the City and County a verified complaint and summons issued thereon on the Treasurer of the City and County seeking to recover said money or a portion thereof;

Therefore, Be It Resolved, that on or after November 24, 1939, the date as published in said notice, the said Five Thousand, Five Hundred and Fifty-one and 75/100 Dollars (\$5,551.75) shall become the property of the City and County of San Francisco, and shall be deposited in the General Fund.

Approved as to form by the City Attorney.

Recommended by the Treasurer.

Recommended by the Controller.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McSheehy, Shannon—3.

**Extension of Time for Awarding of Contract for Furnishing and  
Installing of X-Ray Equipment for Various Health Department  
Buildings.**

(Series of 1939)

Resolution No. 674, as follows:

Whereas, the Director of Public Works did, on October 11, 1939, receive bids for the Furnishing and Installing of X-Ray Equipment for various Health Department Buildings; and



Whereas, the Director of Public Works, on the recommendation of the Health Department, may be called upon to award these contracts for Furnishing and Installing of X-Ray Equipment in the Health Department Buildings to other than the low bidder; and

Whereas, the Public Works Administration of the Federal Government may transmit this recommendation to Washington, D. C., for final approval of the recommendation of the Director of Public Works to award other than to the low bidder; and

Whereas, the Contract Procedure Ordinance of the City and County of San Francisco provides that awards of contract must be made within twenty (20) days from the receipt of bids; and

Whereas, the Board of Supervisors by Resolution No. 616 adopted October 30, 1939, extended the time for awarding contract to November 29, 1939, and

Whereas, approval of award has not as yet been received from Federal Emergency Administration of Public Works;

Now, Therefore, Be It Resolved, that the time within which the Director of Public Works may award said contract, be, and the same is hereby extended to and including the twenty-ninth day of December, 1939, but that nothing herein contained shall prevent the award of said contracts at an earlier date should the Director of Public Works desire to do so.

Recommended by the Director of Public Works.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McSheehy, Shannon—3.

### Passage for Second Reading

The following recommendations of the Finance Committee were taken up:

Appropriation of \$4,000 for Supplies in Hetch Hetchy Operative Fund to Provide Funds for Pending Litigation Involving the Raising of O'Shaughnessy Dam.

(Series of 1939)

Bill No. 427, Ordinance No. ...., as follows:

Authorizing an appropriation of \$4,000 out of surplus existing in the Hetch Hetchy Power Operative Fund to the credit of Appropriation No. 968,269.00 to provide funds for pending litigation involving the raising of the O'Shaughnessy Dam.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$4,000 is hereby appropriated out of surplus existing in the Hetch Hetchy Power Operative Fund to the credit of Appropriation No. 968,269.00 to provide funds for pending litigation involving the raising of O'Shaughnessy Dam.

Recommended by the Manager of Utilities.

Approved as to Funds Available by the Controller.

Approved as to form by the City Attorney.

Approved by the Mayor.

*Passed for second reading* by the following vote:

Ayes: Supervisors Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McSheehy, Shannon—3.

### Final Passage

The following recommendations of the Finance Committee were taken up:

Reappropriating \$18,203 from Surplus in Fire Department Funds to Provide Compensation for Extension of Period of Service for Members of San Francisco Department. An Emergency Ordinance.

(Series of 1939)

Bill No. 428, Ordinance No. 394, as follows:

Reappropriating the sum of \$18,203 out of surplus existing in Appropriation No. 910.101.01 to the credit of Appropriation No. 910.101.03 for the purpose of providing funds for the compensation of the following personnel in the Fire Dept. (Exposition Organization) for the period December 3, 1939, to January 31, 1940: 2 Battalion Chiefs at \$350 per month; 2 Captains at \$235 per month; 6 Lieutenants at \$222.50 per month; 2 Chief's Operators at \$210 per month; and 36 Firemen at \$180 per month; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

The sum of \$18,203 is hereby reappropriated and set aside out of surplus existing in Appropriation No. 910.101.01 to the credit of Appropriation No. 910.101.03 for the purpose of providing funds for the compensation of the following personnel in the Fire Department (Exposition Organization) for the period December 3, 1939, to January 31, 1940: 2 Battalion Chiefs at \$350 per month; 2 Captains at \$235 per month; 6 Lieutenants at \$222.50 per month; 2 Chief's Operators at \$210 per month; and 36 Firemen at \$180 per month.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists and funds must be immediately provided for the uninterrupted operation of the Fire Department.

Recommended by the Chief of the Fire Department.

Approved by the Fire Commission.

Approved as to Funds Available by the Controller.

Approved as to form by the City Attorney.

Approved by the Mayor.

### Discussion

After brief explanation of the foregoing matter by Supervisor McGowan, communications were presented and read by the Clerk, as follows:

From Municipal Conference Committee opposing passage thereof, and requesting a week's postponement of any action by the Board;

From San Francisco Bureau of Governmental Research, opposing the passage of the foregoing bill.

Mr. W. L. Merryman, representing the Municipal Conference Committee, commented on the two letters read, and renewed the request of his organization for a week's postponement.

Supervisors McGowan, Colman, McSheehy and Roncovieri discussed the proposed legislation and urged its passage.

At the request of Mr. Smith, representing the Bureau of Governmental Research, the City Attorney explained wherein the ordinances

under discussion differed from other ordinances which the Courts had previously declared were not, in fact, emergency ordinances, and ruled that the ordinances under consideration were properly emergency measures.

### Final Passage

Thereupon, the roll was called and the foregoing Bill was passed for second reading by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

**An Ordinance Amending Bill 192, Ordinance 186, Section 12a, (Exposition Organization, Fire Department), by Changing the Period of Employment Under Items 2, 3, 5, 7, and 8 from Five Months, Two Days, to Seven Months, and Changing the Compensation Under Item 2 from \$180 to \$180-190, an Emergency Ordinance.**

(Series of 1939)

Bill No. 429, Ordinance No. 395, as follows:

An ordinance amending Bill 192, Ordinance 186, Section 12a, (Exposition Organization, Fire Department), by changing the period of employment under Items 2, 3, 5, 7, and 8 from five months, two days, to seven months, and changing the compensation under Item 2 from \$180 to \$180-190, an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 12a, is hereby amended to read as follows: Section 12a, Exposition Organization (Fire Department).

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	25	H2	Fireman (7 months) .....	\$ 190
2	36	H2	Fireman (7 months) .....	180-190
3	2	H10	Chief's Operator (7 months) .....	210
4	2	H20	Lieutenants (7 months) .....	222.50
5	6	H20	Lieutenants (7 months) .....	222.50
6	2	H30	Captain (7 months) .....	235
7	2	H30	Captain (7 months) .....	235
8	2	H40	Battalion Chief (7 months) .....	350

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Fire Department.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

**Supplemental Appropriation \$555.52 to Provide for Deficiency in Budgeted Funds Covering Hetch Hetchy Water Supply, an Emergency Ordinance.**

(Series of 1939)

Bill No. 430, Ordinance No. 396, as follows:

Authorizing a supplemental appropriation of \$555.53 out of surplus existing in Appropriation No. 968.996.10 to the credit of Appropriation No. 968.812.00, Taxes, to provide for a deficiency in budgeted funds covering taxes in the Hetch Hetchy Water Supply, an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$555.53 is hereby appropriated out of surplus existing in Appropriation No. 968.996.10 to the credit of Appropriation No. 968.812.00, Taxes, to provide for a deficiency in budgeted funds covering taxes in the Hetch Hetchy Water Supply.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists, as immediate action is necessary in order to comply with the time limitation established by law.

Recommended by the Manager of Utilities.

Approved as to Funds Available by the Controller.

Approved as to form by the City Attorney.

Approved by the Mayor.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

**Passage for Second Reading**

The following recommendation of Streets Committee was taken up:

**Amending Paragraph (b), Section 78, Chapter XI, Part II, of the San Francisco Municipal Code, "Standing for Loading Only in Certain Places," by Prohibiting the Occupancy of Public Bus Stands by Vehicles Other Than Those Authorized to Occupy Said Stands.**

(Series of 1939)

Bill No. 431, Ordinance No. ...., as follows:

An Ordinance amending paragraph (b), Section 78, Chapter XI, Part II, of the San Francisco Municipal Code, "Standing for loading only in certain places," by prohibiting the occupancy of public bus stands by vehicles other than those authorized to occupy said stands.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Paragraph (b), Section 78, Chapter XI, Part II, of the San Francisco Municipal Code, the title of which is recited above, is hereby amended to read as follows:

Sec. 78. (b) It shall be unlawful for any operator of a vehicle to stand said vehicle in a duly established taxicab or public bus stand; provided, however, that this provision shall not apply to the operator of duly licensed taxicabs or public buses, authorized to occupy said stands.

*Passed for second reading* by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

### Adopted

The following recommendation of Public Buildings, Lands and City Planning Committee was taken up:

Fixing Date for Hearing of Appeal, Southerly Side of Quesada Avenue, 125 Feet Easterly from Ingalls Street

(Series of 1939)

Resolution No. 675, as follows:

Resolved, That the time for hearing the appeal from the decision of the City Planning Commission, denying application to rezone from First Residential District to Second Residential District, property located at the south side of Quesada Avenue, commencing at a point 125 feet easterly from Ingalls Street, and running thence easterly 25 feet, is hereby set for Monday, December 4, 1939, at 2 oclock P. M.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McSheehy, Shannon—3.

### ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.

Statements of Votes Cast at General Municipal and Special State  
Elections held on November 7, 1939

The following communications were received from the Registrar of Voters, read by the Clerk, and ordered spread at length in the Journal of Proceedings:

November 22, 1939

Hon. David A. Barry  
Clerk, Board of Supervisors  
City and County of San Francisco  
Dear Sir:

I herewith present to you my certificates showing the results of the canvass of votes cast at the *General Municipal Election* and *Special State Election* held in the City and County of San Francisco on the 7th day of November, 1939. Accompanying said certificates is Statement of Votes of said elections bearing identification letters "B A" and "B B."

Yours truly,  
C. J. COLLINS,  
Registrar of Voters

November 22, 1939

To the Honorable  
Board of Supervisors,  
City and County of San Francisco.  
Gentlemen:

I hereby certify that pursuant to the provisions of Resolution No. 628 of the Board of Supervisors of the City and County of San Francisco, State of California, I proceeded to conduct the official canvass of all votes cast at the *General Municipal Election* held in the City and County of San Francisco, State of California, held the 7th day of November, 1939.

I further certify that in conducting such official canvass, commencing at 9 o'clock A. M. Monday, November 13, 1939, I proceeded to canvass the returns from precinct 1, Assembly District 20 and proceeded in orderly manner each day as required by law, taking each precinct in numerical order until each and every voting precinct returns were thus canvassed, finishing with precinct 155, Assembly District 28, making a total of 1084 precincts thus canvassed.

That, as a result of such official canvass and a tabulation of all votes thus recorded, I herewith present a complete record set forth in full in volume entitled "Statement of Votes—General Municipal Election, November 7, 1939 and bearing identifying letters 'B A'"; that said volume contains a record of the total number of votes cast in each voting precinct, the total number of votes cast for each candidate for each respective office set forth therein in each voting precinct and the total number of votes cast "yes" or "no" on each proposition in each voting precinct; and that a tabulation of all such number of votes shows that the TOTAL NUMBER OF VOTES CAST AT SAID ELECTION IN SAID CITY AND COUNTY WAS 293,040 and the total number of votes cast for each candidate and "yes" and "no" on each proposition was as follows:

#### Mayor

Angelo J. Rossi.....	139,708
Jas. W. Doherty.....	1,835
Daniel Guy Ferguson.....	666
Franck R. Havenner.....	118,111
William W. Hurley.....	705
James B. McSheehy.....	7,059
Adolph E. Schmidt.....	4,604
Adolph Uhl.....	15,964

#### Supervisors

Arthur Merrill Brown, Jr.....	131,415
Jesse C. Colman.....	137,858
Dewey Mead.....	128,203
Fred W. Meyer.....	130,505
Alfred Roncovieri.....	125,458
Warren Shannon.....	139,793
Barton Bacigalupi.....	15,115
Elaine Black.....	14,506
Matthew Brady.....	35,433
Archie Brown.....	30,803
Francis Carroll.....	100,377
Frank J. DeMartini.....	25,815
Alfred J. Ennes.....	23,355
William J. Fitzgerald.....	55,785
Andrew J. Gallagher.....	111,292
Frank X. Harrigan.....	17,261
Robert J. Loughery.....	19,425
Katherine McDermott.....	11,576
Edmund Burke O'Grady.....	19,097



August R. Oliva.....	58,586	
F. Vance Simonton.....	29,376	
Ed Stahl.....	15,983	
John J. Sullivan.....	63,735	
<b>District Attorney</b>		
Matthew Brady.....	138,696	
Edmund G. Brown.....	93,439	
John G. Reisner.....	23,081	
<b>Sheriff</b>		
Daniel C. Murphy.....	191,419	
Ray Conley.....	19,212	
Clarence Joseph O'Brien.....	12,909	
James L. Sutherland.....	28,348	
<b>Assessor</b>		
Russell L. Wolden.....	196,951	
Louis Hansen.....	21,974	
M. Jas. McGranaghan.....	19,090	
Oleta O'Connor Yates.....	9,377	
<b>Judge of Municipal Court No. 1</b>		
Thomas F. Pendergast.....	160,344	
J. Bruce Fratis.....	17,536	
Edward T. Mancuso.....	47,934	
<b>Judge of Municipal Court No. 2</b>		
Peter J. Mullins.....	161,780	
<b>Judge of Municipal Court No. 3</b>		
Hugh L. Smith.....	146,672	
<b>Judge of Municipal Court No. 4</b>		
Herbert C. Kaufman.....	149,719	
<b>Member Board of Education</b>		
	YES	NO
Philip Lee Bush.....	120,009	38,646
<b>Proposition No. 6</b>		
	YES	NO
CHARTER AMENDMENT NO. 1, MINIMUM WAGE, CIVIL SERVICE EMPLOYEES— Amending Section 71 of the Charter fixing minimum compensation of Civil Service Employees at not less than 50 cents per hour .....	156,826	89,267
<b>Proposition No. 7</b>		
	YES	NO
CHARTER AMENDMENT NO. 2, VETERANS' EXEMPTION, CIVIL SERVICE—Amending Section 145 of Charter discontinuing credits of 5 per cent on other eligible lists after veteran has secured a permanent appoint- ment .....	134,132	97,365

**Proposition No. 8**

	YES	NO
CHARTER AMENDMENT NO. 3, MUNICIPAL CONDUCTORS AND MOTORMEN—Amending Section 125 of Charter allowing Municipal Railroad conductors and motormen to act as bus operators. Assignments governed by seniority of service and fitness under test by railroad management.....	186,298	49,311

**Proposition No. 9**

	YES	NO
CHARTER AMENDMENT NO. 4, FIRE DEPARTMENT—Amending Section 36 of the Charter establishing salaries of Captains and Lieutenants of the Fire Department.....	121,171	110,298

**Proposition No. 10**

	YES	NO
INITIATIVE ORDINANCE, JITNEY BUSES—Shall ordinance prohibiting jitney buses along and in certain areas in the City and County of San Francisco, and repealing Sections 5a and 19b of Ordinance No. 3212 (N.S.) be adopted?.....	72,164	180,803

**Proposition No. 11**

	YES	NO
DECLARATION OF POLICY—Shall the Office of Coroner be made elective?.....	92,826	104,710

I further certify that as set forth in said Statement of Votes the following candidate or candidates for each respective office received a plurality of the votes for such office and are to be declared elected therefore:

**For Mayor**

Angelo J. Rossi

**For Supervisor (six to be elected)**

Arthur Merrill Brown, Jr.  
Jesse C. Colman  
Dewey Mead  
Fred W. Meyer  
Alfred Roncovieri  
Warren Shannon

**For District Attorney**

Matthew Brady

**For Sheriff**

Daniel C. Murphy

**For Assessor**

Russell L. Wolden

**For Judge of Municipal Court No. 1**

Thomas F. Prendergast

**For Judge of Municipal Court No. 2**

Peter J. Mullins

**For Judge of Municipal Court No. 3**

Hugh L. Smith

**For Judge of Municipal Court No. 4**

Herbert C. Kaufman

## For Member Board of Education

Philip Lee Bush

Respectfully submitted,

C. J. COLLINS,

Registrar of Voters

November 22, 1939

To the Honorable  
Board of Supervisors  
City and County of San Francisco  
Gentlemen:

I hereby certify that pursuant to the provisions of Resolution No. 628 of the Board of Supervisors of the City and County of San Francisco, State of California, I proceeded to conduct the official canvass of all votes cast at the *Special State Election* held in the City and County of San Francisco, State of California, on the 7th day of November, 1939.

I further certify that in conducting such official canvass, commencing at 9 o'clock A. M. Monday, November 13, 1939, I proceeded to canvass the returns from precinct 1, Assembly District 20 and proceeded in orderly manner each day as required by law, taking each precinct in numerical order until each and every voting precinct returns were thus canvassed, finishing with precinct 155, Assembly District 28, making a total of 1084 precincts thus canvassed.

That, as a result of such official canvass and a tabulation of all votes thus recorded, I herewith present a complete record set forth in full in volume entitled "Statement of Votes—Special State Election, November 7, 1939" and bearing identifying letters "B B"; that said volume contains a record of the total number of votes cast in each voting precinct and the total number of votes cast "yes" and "no" on each proposition in each voting precinct; that a tabulation of all such number of votes shows that the TOTAL NUMBER OF VOTES CAST AT SAID ELECTION IN SAID CITY AND COUNTY was 293,040 and the total number of votes cast "yes" and "no" on each proposition was as follows:

## Proposition No. 1

	YES	NO
RETIREMENT WARRANTS. Initiative Constitutional Amendment. Requires State issue weekly to electors fifty years old thirty \$1.00 warrants, redeemable in cash provided stamps affixed; provides for 3% gross income tax, State bank, and \$20,000,000 bond issue .....	84,697	192,563

## Proposition No. 2

	YES	NO
CHIROPRACTORS. Initiative. Amends Chiropractic Act. Increases powers of Chiropractic Board; increases educational requirements of applicants for license. Prescribes rights and duties of licensees in diagnosing and treating human ailments .....	71,299	171,618

**Proposition No. 3**

	YES	NO
PERSONAL PROPERTY BROKERS. Referendum of Legislative Act (Chapter 952, Statutes 1939). Regulates brokers and personal property brokers, requiring licensing thereof. Exempts specified businesses. Requires Corporation Commissioner administer Act, appropriating for enforcement fees collected thereunder .....	198,879	41,371

**Proposition No. 4**

	YES	NO
PERSONAL PROPERTY BROKERS. Referendum of Legislative Act (Chapter 1044, Statutes 1939). Regulates brokers and personal property brokers, requiring licensing thereof. Exempts specified businesses. Requires Corporation Commissioner administer Act .....	198,520	38,591

**Proposition No. 5**

	YES	NO
OIL AND GAS CONTROL. Referendum of Legislative Act. Creates Oil Conservation Commission empowered to limit and prorate production of oil and natural gas, adopt rules relating thereto and prescribe procedure in proceedings before Commission .....	174,079	92,207

An abstract of such Statement of Votes will be made and forwarded immediately to the Secretary of State of California.

Respectfully submitted,

C. J. COLLINS,  
Registrar of Voters

**Adopted**

Subsequently during the proceedings the following resolution was presented and adopted:

Approval of Record Books Statement of Votes Cast at General Municipal and Charter Election, November 7, 1939, and Statement of Votes Cast at Special State Election, November 7, 1939.

(Series of 1939)

Resolution No. 666, as follows:

Resolved, That the record book marked "BA" Statement of Votes polled at General Municipal and Charter Election, held in the City and County of San Francisco, State of California, on Tuesday, November 7, 1939, be and the same is hereby constituted the record of the official canvass of the General Municipal and Charter Election, held in the City and County of San Francisco, State of California, on Tuesday, November 7, 1939, and that the Statement shows the whole number of votes cast in the City and County of San Francisco, State of California, and in each voting precinct therein, the names of the persons voted for, the number of votes given in each voting precinct to each of such persons, and the total number of votes given in the City and County of San Francisco, State of California, to

each of such persons; also such Statement shows the Charter Amendments voted on, Initiative Ordinance and Declaration of Policy, the number of votes given in each voting precinct for and against each such Charter Amendment, Initiative Ordinance and Declaration of Policy, and the total number of votes given in the City and County of San Francisco, State of California, for and against each such Charter Amendment, Initiative Ordinance and Declaration of Policy; and be it

Further Resolved, That the record book marked "BB" Statement of Votes polled at Special State Election, held throughout the State, but particularly applying to the votes cast in the City and County of San Francisco, State of California, on Tuesday, November 7, 1939, be and the same is hereby constituted the record of the official canvass of said Special State Election, as applied to the City and County of San Francisco, State of California, on Tuesday, November 7, 1939, and that the said Statement shows the whole number of votes cast in the City and County of San Francisco, State of California, and in each voting precinct therein, for and against each Initiative Constitutional Amendment and Referendum of Legislative Act, and the total number of votes given in the City and County of San Francisco, State of California, for and against each Initiative Constitutional Amendment and Referendum of Legislative Act; and be it

Further Resolved, That the Clerk of this Board be and he is hereby directed to enter the results of the aforesaid vote on the records of this Board.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

#### Adopted

The following recommendation of his Honor, the Mayor, was taken up:

Leave of Absence, Hon. Jesse C. Colman

(Series of 1939)

Resolution No. 676, as follows:

Resolved, That in accordance with recommendation of his Honor, the Mayor, Honorable Jesse C. Colman, Member of the Board of Supervisors, he and he is hereby granted a leave of absence of ten days, commencing November 28, 1939, with permission to leave the state.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McSheehy, Shannon—3.

Urging Citizens of San Francisco to Cooperate with the Takers of the 1940 Federal Census.

(Series of 1939)

Supervisor McGowan presented Resolution No. 677, as follows:

Whereas, The United States Government, early in 1940, will again undertake the colossal task of providing a Federal census; and

Whereas, It will redound to the advantage of San Francisco, industrially, commercially and in the matter of general prestige, if a true and accurate survey of this City, its people and advantages are presented to the Nation; and

Whereas, To provide a full and authentic picture of San Francisco, in the Federal census, it is necessary that our people give their unreserved cooperation to the census takers; now, therefore, be it

Resolved, That in the interest of the general welfare of San Francisco, this Board respectfully urges every person within its boundaries, who is consulted by a Federal census taker for information necessary thereto, to courteously and comprehensively supply all data requested, to the end that San Francisco may enjoy its proper place among the great cities of the Nation.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McSheehy, Shannon—3.

#### In Memoriam, Captain Charles Goff

(Series of 1939)

Supervisor McGowan presented Resolution No. 678, as follows:

Whereas, Almighty God has summoned Captain Charles Goff of the San Francisco Police Department to his eternal reward, and

Whereas, Captain Goff served the City and County of San Francisco as a gallant and brave officer for over a period of thirty-five years and established a reputation for meritorious and devoted service, attaining finally the important position of Captain, in charge of the Traffic Bureau, and

Whereas, San Francisco, in the death of Captain Charles Goff, loses a colorful leader, admired and respected by all for his honesty, efficiency and aptitude in handling the many problems, big or little, which he met in line of duty; now, therefore, be it

Resolved, That this Board of Supervisors deeply regrets the sudden passing of Captain Charles Goff, and extends its heartfelt condolences to his bereaved family, and be it

Further Resolved, That when this Board adjourns this day it does so out of respect to the memory of the late Captain Charles Goff, and that a copy of this resolution be sent to his sorrowing family.

*Unanimously adopted by rising vote.*

#### In Memoriam, Thomas F. Mulcahy

(Series of 1939)

Supervisor McGowan presented Resolution No. 679, as follows:

Whereas, Our Heavenly Father has removed from our midst Thomas F. Mulcahy, San Francisco Controller of United States Customs, and

Whereas, Thomas F. Mulcahy, well-known and prominent in the social, fraternal and political life of San Francisco will be long mourned by his many friends, and



Whereas, San Francisco loses one of its leading citizens and his family a loving and devoted husband and father; now, therefore, be it

Resolved, That this Board of Supervisors notes with deep regret the passing of Thomas F. Mulcahy, and extends its heartfelt sympathies to his bereaved family, and be it

Further Resolved, That when this Board adjourns this day, it does so out of respect to the memory of the late Thomas F. Mulcahy.

*Unanimously adopted by rising vote.*

### Concern of the Board at the Illness of and Hope for the Speedy Recovery of President Warren Shannon

(Series of 1939)

Supervisor McGowan presented Resolution No. 667, as follows:

Whereas, Supervisor Warren Shannon, worthy and respected President of this Board, is today absent from his official duties by reason of an illness which confines him to the hospital and necessitates his undergoing an operation, and

Whereas, In a spirit of concern for his immediate welfare; of hope for his early and successful convalescence; of faith in his rigorous constitution to surmount his temporary incapacity; of understanding sympathy for the anxiety of his family; of camaraderie for one of our fellow members, whom we love and respect, it is appropriate that we suspend the City's business to transmit to him, words of cheer and of confidence; now, therefore, be it

Resolved, That this Board of Supervisors pauses in its routine duties to convey to Warren Shannon, our popular and venerable colleague, expressions of heartfelt concern for his present indisposition and expresses the confident belief that soon he shall return to us, a better man, physically, (because it is impossible to improve upon him in other respects), to preside in his inimitable manner over this Board.

*Unanimously adopted by rising vote.*

### Establishment and Maintenance of Hospitals

(Series of 1939)

Supervisor Meyer presented Bill No....., Ordinance No....., as follows:

An Ordinance amending Section 157, Chapter V, Part II, of the San Francisco Municipal Code.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 157, Chapter V, Part II, of the San Francisco Municipal Code is hereby amended to read as follows:

Sec. 157. *Establishment and Maintenance of Hospitals.* No person, firm, corporation or association shall hereafter erect, establish or maintain any hospital, health institution or nursing home without first obtaining a permit from the Department of Public Health as in this section provided.

(a) *Definitions.* For the purpose of this section, a health institution or nursing home is hereby defined to be a building or structure having accommodations for one or more sick, invalid, infirm, aged, convalescent, mentally ill, feeble-minded, incompetent, decrepit, disabled, injured, infected, or chronically ill inmates, where a charge is made for the care of said inmates, and whether or not, in the care or treatment of said inmates, use is made of drugs, medicines, surgical, electrical or physiotherapeutical procedures.

(b) *Permits.* The Department of Public Health shall have power to and shall issue permits for hospitals, health institutions or nursing homes hereafter established. The Department of Public Health shall issue a permit to each hospital, health institution and nursing home existing at the time this section becomes effective, provided said hospital, health institution or nursing home is erected in compliance with existing fire, health and safety laws, and if not so erected, if compliance is had therewith within thirty (30) days after written notice by the Department of Public Health of the particulars wherein non-compliance exists. Every permit shall specify the name and residence of the licensed person, firm, association or corporation, the location of the structure and the number of persons permitted to be housed or cared for therein. Any permit shall be revocable for cause by the said Department of Public Health, after hearing before said Department upon service upon the holder of the permit not less than ten (10) days before the hearing, of a written notice of time and place of hearing and written statement of the charges, in any case where the provisions of this section, or of any fire, health or safety law has been violated and said violation has continued for more than ten (10) days after service upon the holder of said permit of a written statement by the Department of Public Health of the particulars wherein said violation exists.

(c) *Types of Buildings.* No hospital, health institution or nursing home hereafter established shall be housed in a structure of frame construction, if said structure is designed to have accommodations for more than eight (8) inmates. Any such hospital, health institution or nursing home hereafter established, and having accommodations for not more than eight (8) inmates, may be of frame construction if the same complies with all of the regulations and laws of the Bureau of Building Inspection, Department of Public Works, the Bureau of Fire Prevention and Public Safety and the regulations of the Department of Public Health, as of the date of application for a permit. No inmate shall be housed or cared for in any attic, basement or cellar.

(d) *Registers.* The holder of a permit shall keep a register, in form approved by the Department of Public Health, wherein shall be entered the names and addresses, date of entry and date of discharge of all inmates.

(e) *Transfer of Permits.* No permit issued pursuant to this section shall be sold, assigned or transferred without written permission of the Department of Public Health.

(f) *Inspection.* The Department of Public Health, its officers and representatives, and all duly appointed or elected Health Officers, shall at all reasonable times have the right to enter and inspect the said hospitals, health institutions and nursing homes, to inspect the permit and register thereof and to require compliance with this section.

*Referred to Health Committee.*

#### **Pledging Support for the Continuation of the Exposition in 1940**

Supervisor Meyer presented Resolution pledging support for the continuation of the Golden Gate International Exposition in 1940 and requesting the appointment of a committee by the Chairman of the Board, to call upon representatives of several major Fair Creditors

who have not yet publicly stated whether or not they are willing to accept the pledge of the Mayor and the Board of Supervisors to contribute toward the continuation of the Fair, to attempt to induce those creditors to accept the pledge of the City and County so as to insure the reopening of the Exposition in 1940.

### Discussion

Supervisors Roncovieri and McGowan, in discussing the resolution as presented, felt that no reference should be made to any specific creditors of the Fair who had not signified their acceptance of the City's pledge for support of the Fair during 1940, and suggested the resolution be referred to committee.

However, upon the Chair's statement that the City Attorney was preparing a draft of the resolution, omitting any reference to specific creditors, and at the suggestion by Supervisor Colman, pursuant to the Chair's statement, further consideration was temporarily postponed.

### Adopted

Subsequently during the proceedings, Supervisor Meyer withdrew his resolution previously presented, and the following recommendation of the Exposition Affairs and Industrial Development Committee was taken up:

### Pledging Support for the Continuation of the Golden Gate International Exposition for Certain Months During the Year 1940 Under the Jurisdiction of the 1940 Exposition, Inc.

(Series of 1939)

Resolution No. 668, as follows:

Pledging support for the continuation of the Golden Gate International Exposition for certain months during the year 1940 under the jurisdiction of the 1940 Exposition, Inc.

Whereas, the fate of a 1940 season of the Golden Gate International Exposition now appears to depend on the acceptance by the Fair creditors of the contributions and pledges procured by 1940 Exposition, Inc., which funds exceed the sum of \$1,000,000; and

Whereas, the Board of Supervisors of the City and County of San Francisco did heretofore and on the 13th day of November, 1939, by resolution duly adopted, pledge the whole hearted support of the City and County government and of this Board to the Exposition in 1940; and

Whereas, this Board did heretofore and on the 20th day of November, 1939, by resolution duly adopted pursuant to the recommendation of His Honor, the Mayor of the City and County of San Francisco, pledge that there would be included in the budget of the City and County of San Francisco for the next fiscal year the sum of \$250,000 for use in connection with the reopening of the Golden Gate International Exposition in 1940; and

Whereas, the question has been raised by certain Fair creditors as to whether the amount pledged by the Mayor and this Board of Supervisors shall be included in the amount of financing arranged by 1940 Exposition, Inc.; and

Whereas, many other Fair creditors have indicated their willingness to accept the City's pledge, but certain major creditors have not yet stated publicly whether or not they are willing to accept the pledge of the Mayor and this Board of Supervisors, and if these corporations do accept such pledge sufficient acceptances will have been obtained so as to insure the reopening of the Exposition in 1940; and

Whereas, it is to the best interests of the City and County of San Francisco that the Golden Gate International Exposition reopen in 1940 and, to that end, it is necessary that the pledge of the Mayor and the Board of Supervisors of the City and County of San Francisco be accepted by the Fair creditors,

Now, Therefore, Be It Resolved, that the Chairman of this Board be, and he hereby is, authorized and directed to appoint a suitable committee for the purpose of calling upon the representatives of the major creditors who have yet indicated their acceptance of the City's pledge to procure their acceptance of the pledge of the Mayor and this Board of Supervisors and their cooperation in arranging for the reopening of the Golden Gate International Exposition in 1940.

### Discussion

Supervisor Uhl, in explanation of his intended vote, stated that since certain large creditors, named in the resolution as originally presented, would profit immensely, in his judgment, were the Exposition to be continued, they must know whether or not they would want to see the Fair continued during 1940. He considered the proposed resolution as interference by the Board, and would, therefore, vote against same.

Supervisor Ratto recalled the meeting at the St. Francis Hotel, which members of the Board had attended, and wondered if such action of the Board might be construed as going over the heads of the London committee which had been so active in securing financial support of the Fair's continuance.

Mr. Lawrence Livingston, representing contractor contributors to the Exposition, answering Supervisor Ratto, stated that the work of the "London" committee was finished; that the proposed action of the Board would not be so construed as Supervisor Ratto feared, but would, rather, be welcomed.

Thereupon, the roll was called and the foregoing resolution adopted by the following vote:

Ayes: Supervisors Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt—8.

No: Supervisor Uhl—1.

Absent: Supervisors Brown, Shannon—2.

### Appointment of Committee

Before the end of the meeting, the Chair announced the appointment of Supervisors Colman, Meyer, McGowan, Mead and Roncovieri to the Committee as requested by the resolution just adopted.

### Proposed License Fee for Occupancy of Sidewalk Space (Series of 1939)

Supervisor Uhl presented Resolution No....., as follows:

Whereas, A recent decision of the State Supreme Court declares, in effect, that San Francisco authorities are vested with power to license for revenue, and

Whereas, It is the opinion of this Board that any person, firm or corporation utilizing and transacting business upon the public sidewalks, rent-free and in competition with merchants occupying stores, should pay a license fee somewhat more commensurate with the privilege enjoyed; now, therefore

Be It Resolved, That the City Attorney be and is hereby requested to prepare an amendment to the License Code to provide that as to those businesses upon which such a license tax may legally be imposed, every person, firm or corporation who or which, in the conduct of business, utilizes a public sidewalk for occupation by boxes, stands, counters or other structures, shall pay to the City and County of San Francisco a monthly license fee of *fifty cents* (\$0.50) for each square foot of sidewalk space so occupied.

*Referred to the Finance Committee.*

#### **Consideration of Revision of License Code**

Immediately following presentation of the foregoing resolution, Supervisor Roncovieri, Chairman of the Finance Committee, announced that the revision of San Francisco's license ordinances was being considered in committee, and that a meeting for November 28, 1939, at 3 P. M., in the City Attorney's office, had been arranged, to which the Mayor, the City Attorney, the Controller, representatives from the Tax Collector's Office (License Bureau and Bureau of Delinquent Revenue), and members of the Finance Committee had been invited.

#### **Postponement of Reconsideration of Action on Report by Manager of Utilities, re Water Rates**

At the written request of Supervisor McSheehy, reconsideration of vote of October 23, 1939 (previously set for Monday, December 4, 1939, at 2:30 P. M.) whereby motion by Supervisor McSheehy, incorporated in his reply to report by Mr. E. G. Cahill, Manager of Utilities, on the subject of water rates, requesting his Honor, the Mayor to prevail upon the Public Utilities Commission to the end that the policy set forth in Resolution No. 542 (Flat Water Rates) may be put into effect, failed, was postponed to December 18, 1939, at 2:30 P. M.

#### **Request for Public Hearing on Waterfront Situation**

Communication from Reverend Herrick J. Lane, Pastor of Olivet Presbyterian Church, requesting on his own behalf and that of other clergymen that a public meeting be held in the Civic Auditorium, at which representatives of the waterfront unions and employers might present their views of the causes and desirable solutions of the present waterfront difficulties, was presented and read by the Clerk.

*Communication referred to the Public Welfare Committee.*

#### **Extension of Ocean Shore Boulevard from Santa Cruz**

Communication from Mr. P. E. Springer, 4141 23d Street, San Francisco, protesting against a requested change of route of Ocean Shore Boulevard, south, routing same through Watsonville, as requested by citizens and the mayor of that city, was presented and read by the Clerk.

Supervisor Ratto, following the reading of the above communication announced that a group from Watsonville had attended several meetings of the State Highway Commission and urged the change of route of the proposed extension of the Ocean Shore Boulevard. Supervisor

Ratto stated further that should the proposed highway be routed through the main street of Watsonville, federal appropriation to aid in its construction would be withdrawn.

#### Adjournment

There being no further business, the Board, at the hour of 4:10 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors, December 4, 1939.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,  
City and County of San Francisco.



Vol. 34

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No. 51

Monday, December 4, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco



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# JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, DECEMBER 4, 1939, 2 P. M.

In Board of Supervisors, San Francisco, Monday, December 4, 1939,  
2 P. M.

The Board of Supervisors met in regular session.

## CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

Quorum present.

Supervisor Mead presiding.

Supervisor Brown on leave of absence.

Supervisors McGowan and Shannon excused because of illness.

## APPROVAL OF JOURNAL

The Journal of Proceedings of the Meeting of November 27, 1939, was considered read and approved

## SPECIAL ORDER—2 P. M.

Hearing of Appeal, South Side of Quesada Avenue 125 Feet East of Ingalls Street.

Resolved, that the decision of the City Planning Commission by its Resolution No. 2068, dated October 19, 1939, denying application to re-zone from First Residential District to Second Residential District, property located at the south side of Quesada Avenue, commencing at a point 125 feet easterly from Ingalls Street, and running thence easterly 25 feet, is herby disapproved.

*At the request of George Collins, Attorney for the applicant, and on motion by Supervisor Ratto, consideration was postponed until December 11, 1939, at 2 P. M.*

## SPECIAL ORDER—2:30 P. M.

### City Aid Toward Assessments for Sidewalk Construction

Consideration of granting city aid toward assessments for sidewalk construction for Miss Mary Tarpy, Mr. A. R. Schubert and Mrs. Mary V. Anderson. On motion by Supervisor Uhl.

### Discussion

Supervisor Uhl moved, after reciting briefly the history of the foregoing matter, that the City and County of San Francisco contribute two-thirds of the amount of assessment for improvement of sidewalks of Miss Tarp, Mrs. Anderson and Mr. Schubert.

Motion failed for want of a second.

### Opinion from City Attorney

The City Attorney, however, informed the Board that it has no power to make such an appropriation unless it be recommended by the Mayor. The matter of making such appropriation is entirely out of the hands of the Board, except at the time of passage of the annual appropriation ordinance.

### Proposed Reference to the Mayor

Thereupon, Supervisor Uhl moved that the Mayor be informed as to what had occurred in the matter, and that the Board felt that the citizens who had filed complaints against their assessments should be given some assistance.

No second.

In discussing the motion, Supervisor McSheehy objected to its form, and suggested that the matter be referred to the Finance Committee and that Committee refer same to the Mayor.

The City Attorney, in commenting on the suggestion by Supervisor McSheehy, stated that he felt any recommendation to the Mayor should come from the Department of Public Works rather than from the Board of Supervisors.

### Renewal of Motion for Reference to the Mayor

Thereupon, Supervisor Uhl in re-wording his previous proposal for reference to the Mayor, moved that the Clerk forward to the Mayor the history of objections raised by the protestants against their assessments, and that the Mayor be requested to give consideration of an appropriation of two-thirds of the amount of the bills charged against them, as the city's contribution toward the work performed.

No second.

### Referred to Finance Committee

Supervisor McSheehy moved that the entire matter be referred to the Finance Committee and that Committee report to the Board its findings in the matter.

No second.

### Discussion

Supervisor Colman objected to any further action by the Board, stating that he believed that every reasonable consideration had been given to the appellants, and it was his belief that no injustice had been done to them.

However, the Chair announced that the appeals had been denied and assessments confirmed with the understanding that the appellants would be given some sort of relief by the Board of Supervisors.

Thereupon, the Clerk presented a written protest by Josephine Lyons Kovacevick, Attorney, representing Miss Mary Tarp, in which she recited the previous action of the Board in the matter and renewed protests previously filed.

### Privilege of the Floor

Mrs. Mary V. Anderson, on being granted the privilege of the floor on motion by Supervisor McSheehy, expressed briefly the basis of her protest.

## Reference to Chief Administrative Officer

Supervisor Uhl, seconded by Supervisor McSheehy moved that the entire matter be referred to the Chief Administrative Officer.

In objection to the motion, Supervisor Colman repeated his objections previously made, stating he felt that a very fair hearing on the matter had been held. He felt that in making any appropriation as suggested on behalf of the protestants, would be most unwise, and the precedent would be most dangerous and might result in a tremendous financial loss and would clog the business of the Board with matters that did not concern it. He would vote "No" on the motion.

Thereupon, the roll was called and the motion for reference to the Chief Administrative Officer was carried by the following vote:

Ayes: Supervisors McSheehy, Mead, Meyer, Ratto, Schmidt, Uhl—6.

Noes: Supervisors Colman, Roncovieri—2.

Absent: Supervisors Brown, McGowan, Shannon—3.

## SPECIAL ORDER—2:30 P. M.

## Report on Stop and Go Signals

Mr. Ralph Wiley, Department of Electricity, on motion by Supervisor Uhl, invited to appear before the Board to discuss the matter of "Stop" and "Go" signals.

*December 4, 1939—Action postponed until December 11, 1939, at 2:30 P. M. On motion of Supervisor Uhl.*

## SPECIAL ORDER 3 P. M.

The following matter, referred by Public Buildings, Lands and City Planning Committee without recommendation, was taken up:

Amending Section 610 and Section 611, of Article 17, Chapter I, Part II, of The San Francisco Municipal Code, Reclassifying the Seating Capacity of Moving Picture Theatres for Construction or Alteration.

(Series of 1939)

Bill No. 404, Ordinance No....., as follows:

An Ordinance amending Section 610 and Section 611, of Article 17, Chapter I, Part II, of The San Francisco Municipal Code, reclassifying the seating capacity of moving picture theatres for construction or alteration.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 610 and Section 611, of Article 17, Chapter I, Part II, of The San Francisco Municipal Code, are hereby amended to read as follows:

Section 610. *Theatre Construction Required.* All places of amusement hereafter to be constructed, erected or altered wherein moving pictures are exhibited for public entertainment, and where an admission fee is

charged, having a seating capacity of *three hundred* (300), or more persons, shall be built and constructed to conform to all laws, conditions and requirements now existing or hereafter to come in force and effect relating to theatres and places where theatrical or operatic performances are given.

Section 611. *Construction.* All such places of amusement hereafter to be constructed, erected or altered, wherein moving pictures are exhibited for public entertainment, and where an admission fee is charged, having a seating capacity of less than *three hundred* (300) persons, shall be built and constructed in accordance with the following laws, conditions and requirements, to-wit:

(a) All such places of amusements must be and shall only be contained in "Class A," "Class B," or "Class C" buildings.

(b) All such places of amusement not contained in "Class A" or "Class B" buildings must have their interior entirely and throughout lined with sheet metal, or metal lathed and plastered. Brick, tile or concrete walls need not be lathed or plastered.

(c) All aisles in the auditorium having seats on both sides of the same shall not be less than three and one-half ( $3\frac{1}{2}$ ) feet in width when the aisles are sixty (60) feet or less in length and not less than four (4) feet in width when the aisles are more than sixty (60) feet in length. Aisles having seats on one (1) side only shall not be less than two and one-half ( $2\frac{1}{2}$ ) feet in width when the aisles are sixty (60) feet or less in length, and not less than three (3) feet in width when the aisles are more than sixty (60) feet in length.

(d) All seats in the auditorium shall be not less than twenty-nine (29) inches from back to back, measured in a horizontal direction, and firmly secured to the floor. No seat in the auditorium shall have more than six (6) seats intervening between it and an isle. No seat nor stool shall be placed in any aisle.

(e) All such places of amusement having a seating capacity of less than three hundred (300) persons shall be equipped with at least one (1)  $1\frac{1}{2}$ -inch galvanized stand pipe in the middle of one (1) side wall of the auditorium. Said stand pipe shall have a  $1\frac{1}{2}$ -inch direct connection with the street main. Attached to said stand pipe there shall be fifty (50) feet of  $1\frac{1}{2}$ -inch hose, and at the end of such hose there shall be a five eighths ( $5/8$ ) inch play pipe.

(f) There must be in the operator's booth a metal ventilating pipe, not smaller than six (6) inches in diameter, which must extend through an exterior wall or roof of the building, or may be connected to a brick or patent chimney. A window opening directly to the outer air may be used in lieu of the above ventilating pipe.

(g) Openings for picture and operator's view shall not be larger than twelve (12) by twelve (12) inches, and must have gravity doors made of No. 14 B. & S. gauge sheet iron arranged to drop freely in heavy metal grooves on inside of booth. Doors to be held in position (open) by fusible links placed in series with a single strand of cord, so arranged that cord will be suspended directly above film when in place in machine, so that in case of ignition of film the link will fuse or cord will burn and allow gravity doors to drop and close openings. There shall be no opening from the operating booth into any closet, storeroom or blind space, and but one (1) exit door.

(h) All electric wiring must conform to the rules of the national code. The operator's cabinet or picture box must be absolutely fireproof and the picture machine must be operated entirely by hand.

The use of a motor to turn the picture machine is hereby strictly prohibited.

(i) No wooden fixtures, benches or appliances, unless same be metal



clad and no other inflammable materials not required for the operating of moving picture machines shall be allowed in the operating room.

(j) All such places of amusement shall have at least one (1) frontage on a street, and in such frontage there shall be at least two (2) exits, each of which is to be at least five (5) feet wide.

In addition to such exits on the street there shall be reserved for service in case of emergency, where the seating capacity is one hundred fifty (150) or less, one (1) exit in the rear; where the seating capacity is greater than one hundred fifty (150) and less than *three hundred* (300), there shall be one exit in the rear and an additional exit in the rear half of the auditorium. Each exit shall not be less than five (5) feet in width.

All exits must open into public streets, public or private alleys or into passageways at least five (5) feet wide communicating directly with the streets. Said passageways must have their interiors lined throughout with sheet metal or be metal lathed and plastered. Exits which lead into five-foot interior passageways must have no doors, but may be hung with curtains or portieres. All doors and exits must open outward and be unfastened at all times during which people are assembled. Every exit shall have over the same in the inside the word "EXIT" painted in legible letters not less than six (6) inches high, with the principal strokes of such letters not less than five-eighths ( $\frac{5}{8}$ ) of an inch in width, and within such exit sign there shall also be a green light on an independent circuit from all other lights in the building. All courts and passageways shall be lighted during the performance.

(k) There shall be aisles of the width hereinbefore specified, extending the entire length of the auditorium to each and every exit opening into said streets or alleys, or passageways; there shall be space of at least ten (10) feet between front tier of seats and screen or stage; cross aisles leading to side exits shall extend from center aisle to said exits. Where exits are at rear, aisles leading to same shall be of the maximum widths herein prescribed, throughout their entire length.

*November 20, 1939—Consideration postponed until November 27, 1939, at 3 P. M. the Board to sit as a Committee of the Whole. On motion by Supervisor Uhl.*

*November 27, 1939—Consideration postponed until December 4, 1939, at 3 P. M., the Board to sit as a Committee of the Whole. On motion by Supervisor Uhl.*

*December 4, 1939—Consideration postponed until December 18, 1939, at 2:30 P. M. On motion by Supervisor Uhl.*

### Petition for Repeal of All Ordinances Providing for License Fees for Revenue

Mr. William Merryman, representing a group of people affected by the recent Supreme Court decision which validated the license for revenue ordinances which have, for the past five or six years, been deemed by city officials to be invalid, on being granted the privilege of the floor, on motion by Supervisor Colman, presented and read the following communication:

December 4, 1939.

To the Honorable The Board of Supervisors,  
City Hall,  
San Francisco, California.

Gentlemen:

The following resolution was unanimously passed by representatives of practically every group affected by the recent Supreme Court decision, which validated the license for revenue ordinances which for the past five or six years have been deemed by city officials to be invalid.

#### Resolution

Whereas, the Supreme Court of the State of California has recently handed down a decision, indicating that the City and County of San Francisco has the power under its charter to enact license ordinances for revenue purposes, and

Whereas, on account of a Superior Court decision city officials have not demanded the payment of a large number of license fees provided for in certain license ordinances, and

Whereas, the individuals affected by these license ordinances in good faith did not pay the license fees, and

Whereas, because of the Supreme Court decision the Tax Collector's office has indicated that it plans to proceed against all those persons who have not paid these fees for the past three years, and to collect said fees and the 25% penalties, and

Whereas, such collection would be unfair to all of the persons affected inasmuch as non-payment of the fees was acquiesced in by the officials of the City and County of San Francisco, and the individuals have set up no reserve for the payment of these taxes,

Now, Therefore, Be It Resolved, that the representatives of the organizations in attendance at this meeting petition the Board of Supervisors for repeal of all ordinances providing for license fees for revenue.

I hereby certify that the above is a true and correct copy of a resolution passed at a meeting held in Room 206, San Francisco Chamber of Commerce Building, 333 Pine Street, 11:00 A. M., Monday, December 4, 1939, at which representatives of the following businesses and professions were in attendance: Attorneys-at-law, chiropractors, physicians and surgeons, real estate brokers, drugless physicians, architects, optometrists, master barbers, certified public accountants, mechanical engineers, civil engineers, structural engineers, mining engineers, chemical engineers, radio engineers, draymen, truck owners, dentists, outdoor posters, veterinarians, osteopaths, showcard writers, interior decorators, beauty shops, chiropractors, theatrical agencies.

WILL C. MERRYMAN,  
Chairman.

The following communication from the Taxpayers Defense League, Inc., was presented and read:

December 4, 1939.

To the Honorable, The Board of Supervisors  
Of the City and County of San Francisco,  
San Francisco, California.

Gentlemen:

The Taxpayers Defense League, Inc., is unalterably opposed to the long dormant license fee ordinance for the following reasons, to-wit:

1. In 1934 the people of the City and County of San Francisco by an overwhelming majority refused to vote an amendment to the Charter to permit license fees to be imposed for revenue purposes.

2. The principle of raising revenue through license fees is unfair and inequitable and unduly burdensome to the taxpayers affected thereby.

3. By reason of their intrinsic character license fees should be restricted to the cost of inspection and this was the mandate of the City and County of San Francisco.

4. The result of imposing such license taxes will not increase the net revenue to any appreciable degree because of the obvious costs that will be entailed in the administration of such ordinance.

The Taxpayers Defense League recommends and strongly urges your Honorable Board to repeal the license tax ordinance at the earliest possible date in order that the will of the people of this City and County will be recognized and given effect.

Respectfully submitted,

THE TAXPAYERS DEFENSE LEAGUE, Inc.

JESSE J. BRILLIANT,

President.

The following communications were presented by the City Attorney:

November 16, 1939.

Board of Supervisors of the  
City and County of San Francisco,  
City Hall,  
San Francisco, California.

Re: Levy of License Taxes for Revenue.

Dear Sirs:

For about five or six years past there has existed in San Francisco a controversy concerning the right of the City and County to levy license taxes for revenue raising purposes as distinguished from the levy of license taxes for regulatory purposes.

Several years ago, Superior Court Judge Walter Perry Johnson rendered an opinion to the effect that the City and County could not license for revenue but was restricted to licensing for regulation alone. This opinion of Judge Johnson was followed by other trial court judges who from time to time held to the same effect.

Meanwhile, and for the past three or four years numerous persons affected by licensing ordinances, providing for licensing for revenue, have not been paying such license taxes.

In order that we might actually determine our right to levy license taxes for revenue raising purposes, a test case was taken to the Supreme Court (West Coast Advertising Company vs. City and County of San Francisco). This case resulted favorably to the City and County, and in the opinion of the Judges of the Supreme Court it was held that the City and County has the right to levy license taxes for revenue.

During this period of controversy numerous suits were filed by various individuals for the recovery of license taxes previously paid by them. These suits totaled approximately \$250,000.00. We shall not have to reimburse these license taxpayers in view of the de-

MONDAY, DECEMBER 4, 1939.

cision of the court in the West Coast Advertising Company case. However, the City and County is now confronted with the collection of the license taxes which have not been paid during the past three years by the various persons affected. I estimate that at least \$350,000.00 is owing to the City and County of San Francisco under various ordinances.

The Tax Collector can now proceed to enforce collection of these license taxes. However, numerous complaints have been made by many of the people affected so that the thought occurred to me that the Board of Supervisors might want to know how to proceed to eliminate unpaid license taxes to date, so that the various persons affected by the decision will not have to pay the license taxes for the delinquent period.

I am of the opinion that the present due and owing license taxes might be eliminated by a repeal of the present existing license tax ordinance. Immediately after the repeal these ordinances may be re-enacted in slightly different form, thus providing for future license taxes. I might add in passing that in some instances this has already been done. Quite a number of ordinances have been revised during the past few years upon the assumption that the City and County could not levy license taxes for revenue raising purposes, thereby destroying the right of the City and County to collect license taxes under the repealed ordinances.

Yours very truly,

WALTER A. DOLD,  
Chief Deputy City Attorney.

December 4, 1939.

Board of Supervisors,  
City Hall, San Francisco:

Dear Sirs:

I herewith enclose you copy of telegram I have this day received from the President and Vice-President and Committee of the San Francisco Bar Association.

This matter relates to licenses to be collected from practicing attorneys in San Francisco.

Very truly yours,

JOHN J. O'TOOLE,  
City Attorney.

COPY OF TELEGRAM

December 4, 1939.

John J O'Toole, City Attorney,  
City Hall, San Francisco.

The Bar Association of San Francisco speaking for two thousand lawyers respectfully urges you to use your good efforts to immediately repeal the existing license tax ordinance heretofore held to be unconstitutional by Judge Walter Perry Johnson, whose ruling has been accepted and acquiesced in by the collection officials and tax payers up to this date. The retroactive collection at this time with a pen-

alty of 25% would inflict grievous injustice upon those affected. It would work hardship on a great many citizens who have set aside no reserve to meet same.

HARTLEY F. PEART, President.

HARRY S. YOUNG, Vice-President.

Committee: Walter McGovern, George B. Harris, Arthur W. Brouillet, Henry Robinson, Percy Creede, William A. O'Brien, F. M. McAuliffe, Mathew O. Tobriner, Walter H. Duane, John H. Riordan, Francis McCarty, Milton Marks, Jack Redhead.

December 4, 1939.

Honorable Board of Supervisors,  
Room, 235, City Hall,  
San Francisco, Calif.

Attn. David A. Barry, Clerk

San Francisco Real Estate Board strongly protests against what we consider an unfair attempt to collect delinquent license taxes levied against many professions in this city. We respectfully urge upon you the importance of immediate repeal of all those license taxes which are levied for other than regulators purposes.

SAN FRANCISCO REAL ESTATE BOARD,

By LESLIE E. BURKS,

Secretary-Manager.

The following communication from the Chief Administrative Officer was presented and read:

November 29, 1939.

To the Honorable,  
The Board of Supervisors,  
City Hall,  
San Francisco.

Gentlemen:

The recent decision of the Supreme Court, permitting the City and County of San Francisco to license for revenue, had made it mandatory for the Tax Collector to enforce the terms of the license fee ordinance and collect license fees, together with penalties for a period of three years.

Pursuant to a ruling of the Superior Court, the Tax Collector was unable to enforce the terms of said ordinance until the Supreme Court rendered its decision.

It is therefore evident that although the Tax Collector could not accept the payment of license fees tendered during the past three years, he is now obliged to collect not only the fees set forth in the ordinance, but also the penalties provided by law.

This policy is manifestly unfair to the citizens of San Francisco, and I have instructed the Tax Collector to delay action on the matter until such time as your Honorable Board has had an opportunity to discuss the matter fully.

Therefore I request that an ordinance be submitted to repeal the

license fee ordinance at the earliest possible date. I also request that a license fee ordinance be resubmitted and acted upon after public hearings, so that all interested citizens may have an opportunity to express fully their views on the subject before it is finally adopted.

Respectfully,

ALFRED J. CLEARY,  
Chief Administrative Officer.

### Discussion

Supervisor Roncovieri, in discussing the proposal for repeal of all existing ordinances which provide for imposing of license fees for revenue purposes, quoted from letter of December 4, 1939, which he had sent to the Chief Administrative Officer, as follows:

"I wish you to know that I am strongly of the opinion that only when the new substitute ordinance is ready for enactment should consideration be given to the repeal of the existing one. I base my opinion upon the fact that the City Attorney has stated to the Finance Committee that the moment the existing law is repealed, there will be no law on the books governing the subject of licenses, and further, that too long a period of time might elapse before the new ordinance would be adopted. No harm can come to anyone involved while you are drafting the new ordinance, since the Tax Collector has been instructed by you to delay action in the matter of collecting delinquencies. In your study of this matter, I would respectfully request you to consider what can be done for those who have already paid their licenses without protest."

In closing his discussion, Supervisor Roncovieri again insisted that something be done for those citizens who had paid their license fees during the past several years, and reiterated his opposition to the repeal of the existing ordinance before a substitute therefor is ready for adoption.

The City Attorney, in reply to Supervisor Roncovieri, announced that the entire matter had received his most careful consideration, and stated that he was doubtful if a new ordinance could be considered while the present one was still in effect and at the same time effect the repeal of the penalty provisions of ordinances now in force. If the Board desires to relieve the present liability under the existing ordinance, it must repeal same and then enact a new ordinance at a subsequent date.

Mr. Harry S. Young, Attorney, in reply to question by Supervisor Colman, stated that the Committee appearing before the Board, of which he was a member, had no authority to speak as to the attitude of the Bar regarding the imposing of license fees for other than inspection or regulatory requirements.

Mr. Merryman, in commenting on suggestions offered objected to the consideration of any new license ordinance until after the old license ordinance had been repealed.

### Reference to Committee

Thereupon, the Chair referred to the Finance Committee, the entire matter of repeal of the present license ordinance and the re-enactment of new ordinances, announcing that he would, later during the proceedings, present a proposed ordinance to provide for the repeal of the ordinance now in effect.



## UNFINISHED BUSINESS

## Final Passage

The following recommendations of Finance Committee heretofore passed for second reading were taken up:

**An Ordinance Amending Section 43 (Department of Public Works—Bureau of Building Repair) of Bill 192, Ordinance 186, by decreasing the Number of Employments Under Item 10 from 10 to 7 A204 Cement Finisher's Helper at \$8.00 per day.**

(Series of 1939)

Bill No. 412, Ordinance No. 398, as follows:

An ordinance amending Section 43 (Department of Public Works—Bureau of Building Repair) of Bill 192, Ordinance 186, by decreasing the number of employments under Item 10 from 10 to 7 A204 Cement Finisher's Helper at \$8.00 per day.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 43 of Bill 192, Ordinance 186, is hereby amended to read as follows:

**Section 43. DEPARTMENT OF PUBLIC WORKS—  
BUREAU OF BUILDING REPAIR**

Employments as required on miscellaneous repair of public buildings, including schools, as provided in Section 95 of the Charter. Number of employments is enumerated wherever the employee has attained permanent civil service tenure in this department. The employments are *not* established as continuing positions but "as needed" when the services are required and the funds are provided.

## INTERDEPARTMENTAL

Item No.	No. of Employees	Class No.	Class-Title		
1		A56	Bricklayer .....	day	\$ 12
3		A58	Marble Setter's Helper .....	day	6
4		A60	Marble Setter .....	day	10
5	1	A62	Tile Setter .....	day	10
5.1	1	A152	Hodcarrier .....	day	10
6	21	A154	Carpenter .....	day	9
7		A158	Sub-Foreman Carpenter .....	day	9.50
7.1	1	A160	Foreman Carpenter, D.P.W. ....	day	10
10	7	A202	Cement Finisher's Helper .....	day	8
11	5	A204	Cement Finisher .....	day	9
12	3	A252	Glazier .....	day	8.80
13	1	A253	Sub-Foreman Glazier .....	day	9.50
14	1	A302	Locksmith .....	day	9
15	1	A302	Locksmith .....	per month	200
16	31	A354	Painter .....	day	9.75
16.1	3	A357	Foreman Painter .....	day	11
17		A380	Paper Hanger .....	day	10
18	1	A392	Plasterer .....	day	12
18.1		A396	Lather .....	day	10
19	25	A404	Plumber .....	day	10
20	12	A456	Sheet Metal Worker .....	day	10
21	1	A458	Sub-Foreman Sheet Metal Worker .....	day	10.50
22	10	A504	Steamfitter .....	day	10
23	1	A551	Apprentice .....	day	7
24	1	A551	Apprentice .....	day	6.50

Item No.	No. of Employees	Class No.	Class-Title	
24.1	1	A600	Roofer .....	day 9.68
25	1	B222	General Clerk .....	day 7
26	1	C152	Watchman .....	per month 145
27	1	C202	Window Cleaner .....	per month 155
28	1	E108	Electrician .....	per month 225
29	8	E108	Electrician .....	day 10
30	1	J4	Laborer .....	day 6
Teams and trucks at rates established by purchaser's contract.				

Approved by the Civil Service Commission.

Approved as to Form by the City Attorney.

*Finally passed* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**An Ordinance Amending Section 51 (Department of Public Works—Bureau of Streets) of Bill 192, Ordinance 186, by Increasing the Number of Employments Under Item 3 from 2 to 5 A202 Cement Finisher's Helper at \$8.00 per day and Increasing the Number of Employments Under Item 4 from 2 to 3 A204 Cement Finisher at \$9.00 per day.**

(Series of 1939)

Bill No. 413, Ordinance No. 399, as follows:

An ordinance amending Section 51 (Department of Public Works—Bureau of Streets) of Bill 192, Ordinance 186, by increasing the number, of employments under Item 3 from 2 to 5 A202 Cement Finisher's Helper at \$8.00 per day and increasing the number of employments under Item 4 from 2 to 3 A204 Cement Finisher at \$9.00 per day.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 51 of Bill 192, Ordinance 186, is hereby amended to read as follows:

#### Section 51. DEPARTMENT OF PUBLIC WORKS— BUREAU OF STREETS

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	F220	General Superintendent of Streets .....	\$ 500
2	1	O298	Supervisor of Street Repair .....	325

#### Division of Street Repair

The occupants of the following positions have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
3	5	A202	Cement Finisher's Helper at \$8 per day .....	
4	3	A204	Cement Finisher at \$9 per day .....	
5	1	B210	Office Assistant at \$5.40 per day .....	
6	29	J4	Laborers at \$6 per day .....	
7	2	J12	Laborer, Foreman, at \$7 per day .....	

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
8	1	M254	Machinist at \$9 per day .....	
9	10	O1	Chauffeur at \$8 per day .....	
10	3	O1	Chauffeur at \$7.50 per day .....	
11	3	O152	Engineer Hoisting Port. Engine at \$11.40 per day .....	
12	1	O168	Engineer, Stationary Steam Engines .....	\$ 220
13	1	O252	Dryerman at \$9 per day .....	
14	1	O254	Foreman, Asphalt Plant at \$10 per day.....	
15	4	O260	Rammer at \$7 per day .....	
16	2	O264	Paver at \$8 per day .....	
17	5	O268	Granite Cutter at \$9.50 per day.....	
17.1	1	O270	Foreman Granite Cutter at \$10.50 per day .....	
18	2	O274	Asphalt Mixerman at \$9 per day.....	
19	25	O276	Asphalt Workers at \$7.50 per day.....	
20	11	O278	Asphalt Finishers at \$8 per day.....	
20.1	4	O280	Sub-Foreman, Asphalt Finisher, at \$8.50 per day .....	
21	2	O282	Foreman Asphalt Finisher, at \$9 per day .....	
22	1	O294	General Foreman, Street Repair .....	275
23	1	O294	General Foreman, Street Repair .....	250
24	1	O294	General Foreman, Street Repair .....	225

### Bridges

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
25	7	C153	Bridge Attendant .....	155
26	4	C153	Bridge Attendant .....	145
27	10	O168	Engineer Stationary Steam Engines.....	220
28	1	O168	Engineer Stationary Steam Engines (Relief) at rate of .....	220
29	1	O172	Chief Engineer Stationary Steam Engines Teams and trucks, as needed, at rates established by purchaser's contract.	275

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**An Ordinance Amending Section 70b (Public Utilities Commission—Electric Power Bureau) of Bill 192, Ordinance 186, by Establishing the Numbers of Present Permanent Positions and by Transferring to This Section Certain Positions Formerly Established in Section 71.**

(Series of 1939)

Bill No. 414, Ordinance No. 400, as follows:

An ordinance amending Section 70b (Public Utilities Commission—Electric Power Bureau) of Bill 192, Ordinance 186, by establishing the numbers of present permanent positions and by transferring to this section certain positions formerly established in Section 71.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 70b of Bill 192, Ordinance 186, is hereby amended to read as follows:

Section 70b. **PUBLIC UTILITIES COMMISSION—  
ELECTRIC POWER BUREAU .**

**INTERDEPARTMENTAL EMPLOYMENTS AS NEEDED.**

These positions are paid from appropriations for interdepartmental services. The employments are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1		A106	Building Inspector .....	\$ 225
2		A154	Carpenter at \$9 per day.....	
3		A204	Cement Finisher at \$9 per day.....	
4		B210	Office Assistant .....	85
4.1	2	B408	General Clerk-Stenographer .....	155
5		B412	Senior Clerk-Stenographer .....	200
6		B512	General Clerk-Typist .....	155
7		C104	Janitor .....	145
8		E108	Electrician at \$9 per day.....	
9		E113	Foreman Electrician, Public Utilities Commission .....	225
10		E154	Lineman at \$7.40 per day.....	
11		E156	Cable Splicer at \$10.50 per day.....	
12		E155	Cable Splicer's Helper at \$8 per day.....	
13	1	F104	Architectural Estimator .....	250
14	1	F202	Inspector Public Works Construction.....	200
14.1	2	F204	Civil Engineering Inspector.....	225
15		F252	Junior Civil Engineering Draftsman.....	160
16	2	F254	Civil Engineering Draftsman.....	200
16.1	1	F258	Senior Civil Engineering Draftsman.....	225
17		F260	Civil Engineering Designer.....	250
18	1	F351	Junior Electrical Engineer.....	160
18.1	1	F352	Electrical Engineering Draftsman.....	200
19	2	F354	Electrical Engineering Designer.....	250
19.1	3	F356	Electrical Engineering Inspector.....	225
19.2	1	F362	Electrical Engineer .....	300
20	1	F370	Chief Electrical Engineer.....	650
20.1	1	F404	Hydraulic Engineering Designer.....	265
21	1	F452	Mechanical Draftsman .....	200
22		F454	Mechanical Engineering Designer.....	250
23	1	F456	Designer Street Railway Equipment.....	290
24		F552	Structural Draftsman .....	225
25		J4	Laborers at \$6 per day .....	
26		M256	Mechanical Inspector .....	225
27		O16	Truck Driver-Laborer at \$8 per day.....	
28			Street Lighting Foreman.....	200
29			Street Lighting Man.....	175
Truck and teams at rates established by Purchaser's contracts. Subject to prior approval of the Civil Service Commission, other classifications as needed for contract work at rates not to exceed that prevailing for the particular classification for private employment on public contracts.				

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**An Ordinance Amending Section 71 (Public Utilities Commission—Engineering) of Bill 192, Ordinance 186, by Deleting Certain Positions Transferred to Section 70b.**

(Series of 1939)

Bill No. 415, Ordinance No. 401, as follows:

An ordinance amending Section 71 (Public Utilities Commission—Engineering) of Bill 192, Ordinance 186, by deleting certain positions transferred to Section 70b.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 71 of Bill 192, Ordinance 186, is hereby amended to read as follows:

**Section 71. PUBLIC UTILITIES COMMISSION—ENGINEERING.**

These positions are paid from appropriations for temporary or inter-departmental services. The employments are not established as continuing but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	3	A106	Building Inspector .....	\$ 225
2	1	B10	Accountant .....	275
3	1	B210	Office Assistant .....	85
7	1	B408G	General Clerk-Stenographer .....	155
8	1	B512	General Clerk-Typist .....	160
9	2	B512	General Clerk-Typist .....	155
10	1	F102	Architectural Draftsman .....	200
12	1	F106	Architectural Designer .....	250
13	1	F108	Architect .....	300
15	4	F204	Civil Engineering Inspector .....	225
16	1	F206	Senior Civil Engineering Inspector.....	250
17	2	F214	Construction Engineer .....	300
18	1	F252	Junior Civil Engineering Draftsman.....	160
20	1	F254	Civil Engineering Draftsman.....	240
21	1	F254	Civil Engineering Draftsman.....	225
22	4	F254	Civil Engineering Draftsman.....	200
24	1	F258	Senior Civil Engineering Draftsman.....	240
25	2	F258	Senior Civil Engineering Draftsman.....	225
26	1	F260	Civil Engineering Designer .....	250
37	1	F401	Junior Hydraulic Engineer.....	160
38	3	F404	Hydraulic Engineering Designer.....	265
39	1	F404	Hydraulic Engineering Designer.....	250
40	1	F406	Assistant Hydraulic Engineer.....	330
42	1	F452	Mechanical Draftsman .....	200
44	1	F454	Mechanical Engineering Designer.....	250
47	1	F518	Office Engineer .....	350
49	1	F552	Structural Draftsman .....	225
50	1	F554	Structural Engineering Designer .....	275
51	1	F556	Structural Engineering Inspector .....	250
52	1	F605	Surveyor's Field Assistant .....	175
53	1	M256	Mechanical Inspector .....	225
55	1	O1	Chauffeur .....	170
57	1	O152	Engineer, Hoisting and Portable engines, \$11.40 per day .....	

**CLASSIFICATIONS AS NEEDED**

58	F12	Consulting Engineer, Utilities .....	650
59	F102	Architectural Draftsman .....	200

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
60		F104	Architectural Estimator .....	250
61		F106	Architectural Designer .....	250
62		F108	Architect .....	300
63		F202	Inspector Public Works Construction.....	200
64		F252	Junior Civil Engineering Draftsman.....	160
65		F256	Cartographer and Art Designer.....	210
66		F260	Civil Engineering Designer.....	250
67		F351	Junior Electrical Engineer.....	160
68		F352	Electrical Engineering Draftsman.....	200
69		F354	Electrical Engineering Designer .....	250
70		F460	Assistant Mechanical Engineer.....	250
71		F558	Structural Engineer .....	250
72		F610	Surveyor .....	250
73		M256	Mechanical Inspector .....	225
74		O1	Chauffeur .....	170
75			Seasonal Clerical Service (as needed).....	150
76			Street Lighting Foreman.....	200
77		E113	Foreman Electrician, Public Utilities Commission .....	225
78			Street Lighting Man.....	175
79		E108	Electrician at \$9 per day.....	
80		E154	Lineman at \$7.40 per day.....	
81		E156	Cable Splicer at \$9.50 per day.....	
82		A154	Carpenter at \$9 per day.....	
83		A204	Cement Finisher at \$9 per day.....	
84		J4	Laborer at \$6 per day.....	

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

An Ordinance Amending Section 80 (Public Utilities Commission—Hetch Hetchy Water Supply) of Bill 192, Ordinance 186, by Establishing the Number of Present Permanent Positions and Eliminating Items 26 to 29 Inclusive and Changing the Class Number and Title Under Item 31.

(Series of 1939)

Bill No. 416, Ordinance No. 402, as follows:

An ordinance amending Section 80 (Public Utilities Commission—Hetch Hetchy Water Supply) of Bill 192, Ordinance 186, by establishing the number of present permanent positions and eliminating Items 26 to 29 inclusive and changing the class number and title under Item 31.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 80 of Bill 192, Ordinance 186, is hereby amended to read as follows:



# Section 80. PUBLIC UTILITIES COMMISSION—HETCH HETCHY WATER SUPPLY

## INTRA- AND INTERDEPARTMENTAL EMPLOYMENTS AS NEEDED.

Item No.	No. of Employees	Class No.	Departmental Title	Per Day	Per Month
1	2	A154	Carpenter .....	\$ 9.00	
2	1	A164	Carpenter-Foreman .....	10.00	
3	1	A172	Repair Foreman .....		\$300
4		A204	Cement Finisher .....	9.00	
5	1	A354	Painter .....		210
6		A354	Painter .....	9.00	
7		A404	Plumber .....	10.00	
8		B4	Bookkeeper .....		175
9		B352	Storekeeper .....		150
10	1	B512	General Clerk-Typist .....		150
11		E150	Lineman Helper .....	7.73	
12	3	E154	Lineman .....	8.73	
13		E156	Cable Splicer .....	9.50	
13.1		E155	Cable Splicer's Helper .....	8.00	
14	1	F212	Assistant Engineer .....		250
15		F605	Surveyor's Field Assistant .....		187.50
16	1	F605	Surveyor's Field Assistant .....		175
17	12	J4	Laborer .....	6.00	
18		J4	Laborer .....	5.50	
19		J12	Labor Foreman, Utilities .....		210
20	1	J12	Labor Foreman, Utilities .....		200
21	2	M54	Auto Machinist .....	8.73	
22	1	M55	Sub-Foreman Auto Machinist .....		210
23	1	M108	Blacksmith .....		190
24		M108	Blacksmith .....	9.00	
25	6	O16	Truck Driver-Laborer .....	6.00-8.00	
30		O20	Brakeman .....	6.00	
31	2	U225	<b>General Maintenance Foreman, Coast Range Division</b> .....		200
32			Power Shovel Operator at \$2 per hour .....		
33			Shovel Oiler at \$1.33-1/3 per hour .....		

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

## Final Passage

The following recommendations of the Streets Committee heretofore passed for Second Reading were taken up:

Accepting the Roadway of Randolph St. Between Chester and Worcester Aves.

(Series of 1939)

Bill No. 418, Ordinance No. 403, as follows:

Providing for acceptance of the roadway of Randolph Street between Chester and Worcester Avenues, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Randolph Street between Chester and Worcester Avenues, including the curbs.

*Finally passed* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

Accepting the Roadway of 34th and 35th Aves. Between Moraga and Noriega Sts., and of Moraga St. Between 34th and 35th Aves.

(Series of 1939)

Bill No. 420, Ordinance No. 404, as follows:

Providing for acceptance of the roadway of Thirty-fourth and Thirty-fifth Avenues between Moraga and Noriega Streets; of Moraga Street between Thirty-fourth and Thirty-fifth Avenues, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Thirty-fourth and Thirty-fifth Avenues between Moraga and Noriega Streets; Moraga Street between Thirty-fourth and Thirty-fifth Avenues, including the curbs.

*Finally passed* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

Accepting the Roadway of Bowdoin St. Between Hale and Sweeny Sts.

(Series of 1939)

Bill No. 421, Ordinance No. 405, as follows:

Providing for acceptance of the roadway of Bowdoin Street between Hale and Sweeny Streets, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Bowdoin Street between Hale and Sweeny Streets, including the curbs.

*Finally passed* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

### Ordering the Improvement of Tucker Avenue Between Alpha and Rutland Streets. (Wherenot).

(Series of 1939)

Bill No. 422, Ordinance No. 406, as follows:

Ordering the performance of certain street work to be done in the City and County of San Francisco, approving and adopting specifications therefor, describing and approving the assessment district, and authorizing the Director of Public Works to enter into contract for doing the same.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors November 9, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of Tucker Avenue between Alpha and Rutland Streets where not already improved, by the construction of the following:

Item No.	Item
----------	------

- |    |  |
|----|--|
| 1. | 6-inch Class "E" (5 sack) concrete pavement. |
|----|--|

2. Asphalt-concrete pavement, consisting of a 6-inch Class "F" concrete base and a 2-inch asphaltic concrete wearing surface.
3. Armored concrete curb.
4. 6-inch V. C. P. side sewers.

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated and numbered respectively as:

Lots 9, 11 and 12 of Block 6200; and

Lot 38 of Block 6203

all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above-mentioned improvement.

*Finally passed* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

#### Creating Underground District—King St. Between 2nd and 3rd Sts. (Series of 1939)

Bill No. 423, Ordinance No. 407, as follows:

Creating Underground District—King Street between Second Street and Third Street—to be designated as Underground District No. 100.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. An additional district in which it shall be unlawful to maintain poles and overhead wires, except trolley poles and wires, six months after the passage of this Ordinance, is designated to-wit:

Underground District No. 100—King Street between Second Street and Third Street.

Approved as to form by the City Attorney.

Recommended by the Director of Public Works.

*Finally passed* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

#### Ordering the Improvement of 42nd Ave. Between Kirkham and Lawton Sts.

(Series of 1939)

Bill No. 424, Ordinance No. 408, as follows:

Ordering the performance of certain street work to be done in the City and County of San Francisco, approving and adopting specifications therefor, describing and approving the assessment district, and authorizing the Director of Public Works to enter into contract for doing the same.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Director of Public Works in written communication

filed in the office of the Clerk of the Board of Supervisors November 15, 1939, having recommended the ordering of the following street work. the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of Forty-Second Avenue between Kirkham and Lawton Streets, by grading to the official line and subgrade, and by the construction of the following:

Item No.	Item
1.	Grading (Excavation)
2.	Grading (Fill)
3.	8-inch V. C. P. Sewer
4.	Brick Manholes, Complete
5.	8-inch x 6-inch V. C. P. "Y" Branches
6.	6-inch V. C. P. side sewers
7.	Unarmored Concrete Curb
8.	Asphalt-concrete pavement, consisting of a 6-inch Class "F" concrete base and a 2-inch asphaltic concrete wearing surface
9.	Water Services
10.	Water Main

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated and numbered respectively as:

Lots 1, 2 and 3 of Block 1888; and

Lots 1, 1A, 1B, 1N, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26 and 27 of Block 1887.

all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above mentioned improvement.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Ordering the Improvement of Brunswick St. Between Allison and  
Guttenberg Sts.  
(Series of 1939)**

Bill No. 425, Ordinance No. 409, as follows:

Ordering the performance of certain street work to be done in the City and County of San Francisco approving and adopting specifications therefor, describing and approving the assessment district, and authorizing the Director of Public Works to enter into contract for doing the same.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors, November 15, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of Brunswick Street between Allison and Guttenberg Streets, by the construction of the following items:

Item No.	Item
1.	8-inch Vitrified clay pipe sewer
2.	12-inch Vitrified clay pipe sewer
3.	Brick manholes, complete
4.	8x6-inch Vitrified clay pipe "Y"—branches
5.	6-inch Vitrified clay pipe sidesewer
6.	Brick catchbasins, complete
7.	10-inch Vitrified clay pipe culvert
8.	Unarmored concrete curb
9.	Two-course concrete sidewalk
10.	Asphalt-concrete pavement, consisting of a 6-inch Class "F" concrete base and a 2-inch asphaltic concrete wearing surface
11.	6-inch Class "E" concrete pavement
12.	Water main
13.	Water services

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated, and numbered respectively as:

Lots 7, 8, 9, 10, 10-A, 11, 12, 13, 14, 15, 16, 26-A, 26-B, 27 and 28 of Block 6477;

Lots 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23 and 24 of Block 6478;

Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 26, 27, 28, 29, 30, 31, 32, 33 and 34 of Block 6486;

Lots 1, 1-A and 2 of Block 6487; and

Lots 1 and 5 of Block 6488;



all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above-mentioned improvement.

Approved as to form by the City Attorney.

*Finally passed* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

### Creating Underground District—Capp Street Between 15th and 26th Sts.

(Series of 1939)

Bill No. 426, Ordinance No. 410, as follows:

Creating underground district—Capp Street between 15th and 26th Streets—to be designated as Underground District No. 101.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. An additional district within which it shall be unlawful to maintain poles and overhead wires, except trolley poles and wires, at the time of the improvement by widening of the roadway of Capp Street between 15th and 26th Streets, is hereby designated, to-wit:

Underground District No. 101—Capp Street between 15th and 26th Streets.

Approved as to form by the City Attorney.

*Finally passed* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

### Final Passage

The following recommendation of Fire, Safety and Police Committee heretofore passed for Second Reading was taken up:

### Amendment to S. F. Municipal Code Adding a New Article, Numbered 23, Relating to Inspection and Regulation of Paint and Lacquer Spraying Shops.

(Series of 1939)

Bill No. 283, Ordinance No. 397, as follows:

An ordinance adding Article 23 with Table of Contents to Chapter IV (Fire Code), Part II, San Francisco Municipal Code, providing for the inspection and regulation of paint and lacquer spraying shops in the City and County of San Francisco; defining certain terms used in said Article; authorizing the chief of the Division of Fire Prevention and investigation of the Fire Department of the City and County of San Francisco to adopt, promulgate, and enforce rules and regula-

tions governing such inspection; providing for the issuance of permits by the Chief of the Division of Fire Prevention and Investigation, subject to the prior approval of the City Planning Commission, the Chief of the Department of Electricity, and the Director of Public Health, to conduct such paint and lacquer spraying shop; providing for the payment and collection of fees to defray the cost of such inspection; providing for payment of license fee; providing for revocation or suspension of permit; providing for posting of permit and license; providing for enforcement; providing for exemptions; making violation of this Article a misdemeanor; and repealing conflicting provisions.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Article 23 with Table of Contents is hereby added to Chapter IV, Part II, San Francisco Municipal Code, to read as follows:

### Article 23

#### Paint and Lacquer Spraying Shops

Sec. 950. Definitions.

- (a) Chief.
- (b) City Planning Commission.
- (c) Department of Electricity.
- (d) Department of Public Health.
- (e) Mixing bench.
- (f) Paint and lacquer materials.
- (g) Paint shop.
- (h) Person.
- (i) Spray room.
- (j) Storage room.
- (k) Tax Collector.

Sec. 951. Rules and regulations to be adopted by Chief.

Sec. 952. Prohibitions and requirements.

Sec. 953. Operation, etc., of paint shop unlawful without permit.

Sec. 954. Future establishment—Application for permit—Investigation fee.

Sec. 955. Existing establishment—Application for permit—Investigation fee.

Sec. 956. Investigation fee in addition to all other fees.

Sec. 957. Application to be acted upon within ten days—Fee retained by Division.

Sec. 958. Proceedings on receipt of application.

Sec. 959. Proceedings on disapproval of application.

Sec. 960. Issuance or denial of permit.

Sec. 961. Notice of granting or denial of permit.

Sec. 962. Proceedings on issuance of permit—License fee—Issuance of license.

Sec. 963. No refund on discontinuance of paint shop.

Sec. 964. Permit and license not transferable.

Sec. 965. Application for renewal of permit—Fee—Same procedure.

Sec. 966. Proceedings on revocation or suspension of permit.

Sec. 967. Notice of revocation, suspension or reinstatement of permit.

Sec. 968. Posting of permit and license.

Sec. 969. Enforcement—Authority of inspectors.

Sec. 970. Exemption.

Sec. 971. Violation a misdemeanor.

Sec. 972. Repeal.

Sec. 950. Definitions. As used in this Article, the following terms and words shall have the following respective meanings or applications:

(a) *Chief*. The word "Chief" shall mean the Chief of the Division of Fire Prevention and Investigation of the Fire Department of the City and County of San Francisco;

(b) *City Planning Commission*. The term "City Planning Commission" shall apply to such commission of the City and County of San Francisco;

(c) *Department of Electricity*. The term "Department of Electricity" shall apply to such department of the City and County of San Francisco;

(d) *Department of Public Health*. The term "Department of Public Health" shall apply to such department of the City and County of San Francisco;

(e) *Mixing Bench*. The term "mixing bench" shall mean a bench or table in a paint shop whereupon paint or lacquer materials are mixed, combined or prepared for application;

(f) *Paint and Lacquer Materials*. The term "paint and lacquer materials" shall mean all inflammable and combustible material used in the process of painting, spraying, finishing and refinishing;

(g) *Paint Shop*. The term "paint shop" shall mean a shop where spraying of paint or lacquer materials is permanently established on the premises;

(h) *Person*. The word "person" shall mean any corporation, association, syndicate, joint stock company, partnership, club, Massachusetts business or common law trust, society or individual;

(i) *Spray Room*. The term "spray room" shall mean a room or booth or any division of a paint shop separated from the remainder of the paint shop by fire-resistant materials approved by the Division of Fire Prevention and Investigation;

(j) *Storage Room*. The term "storage room" shall mean any room or compartment in a paint shop wherein any paint or lacquer materials are regularly stored or kept;

(k) *Tax Collector*. The term "Tax Collector" shall apply to such official of the City and County of San Francisco.

Sec. 951. *Rules and Regulations to Be Adopted by Chief*. The Chief is hereby authorized to adopt, promulgate and enforce such rules and regulations relative to paint shops as will enable the division of Fire Prevention and Investigation to enforce and carry out the meaning and intent of this Article.

Sec. 952. *Prohibitions and Requirements*. (a) No paint shop shall hereafter, from the effective date of this Article, be established in any building other than a "Class A," "Class B," "Class C" building or a building of "Mill Construction," as defined by the provisions of Articles 11, 12, 13 and 14, Chapter I, Part II, San Francisco Municipal Code. If hereafter established in a "Class C" or "Mill Construction" building, the ceiling shall be of not less than three-quarters ( $\frac{3}{4}$ ) inch plaster on metal lath, and the floor shall be of cement at least two (2) inches thick, or other approved fire resistive material.

(b) No paint shop shall hereafter be established in any building which is used or occupied in whole or in part as a residence, dwelling, hotel, or apartment house, as defined by the California State Housing Act; or as a hospital, theater, or place of public assemblage. "Paint shop," as defined in this Article, shall not apply to any building or structure, or any portion thereof, in the course of construction, alteration or repair. Provided, however, that nothing in this section contained shall prevent the owner or occupant of any hotel or apartment house from spraying furniture, under such regulations as may be provided by the Chief when said furniture is actually used in said hotel or apartment house.

(c) No paint shop shall be established hereafter below the level of the ground floor of any building other than of "Class A" or "Class B" construction.

(d) All windows in paint shops hereafter established shall be of wire glass in metal frames and sash or wooden frame and sash covered with metal, except windows facing a street or public space. The glazing of skylights shall be as approved by the Division of Fire Prevention and Investigation.

(e) Every paint shop shall have the following accommodations conveniently located to the paint shop for employees: toilet, running water for drinking purposes, and general sanitary conditions that meet the requirements of the Department of Public Health.

(f) No spraying of paint or lacquer materials shall be conducted within a paint shop except in a spray room; provided, however, the Chief may at his discretion issue a written permit to the owner or operator of a paint shop to do minor spraying within said paint shop outside of said spray room. Said permit shall be revocable at the discretion of the Chief without the necessity of a public hearing.

(g) No open flame or spark-emitting device of any kind shall be permitted to be used in any storage room or spray room or paint shop, or in close proximity to any spraying operation. Only indirect heating systems, approved by the City and County of San Francisco, shall be used for heating purposes.

(h) Every spray room shall be equipped with fans capable of changing the air in such spray room every six (6) minutes. The number of fans, inlet and exhaust ducts required, and the location of same, shall be determined jointly by the Division of Fire Prevention and Investigation and the Department of Public Health.

(i) The construction and design of all fans and the installation of all electrical devices and appliances in paint shops and spray rooms shall be approved by the Department of Electricity.

(j) The spraying of paint or lacquer materials shall not be conducted unless the fan or fans are in operation; and said fan or fans shall continue to remain in operation until the conclusion of such spraying.

(k) The amount of paint or lacquer material stored or kept, and the manner of its storage in a spray room or storage room, shall be prescribed and approved by the Division of Fire Prevention and Investigation.

(l) A mixing bench shall be permitted in each spray room, provided that such bench shall have a working surface covered with sheet zinc or nonsparking or absorbing material. A limited amount of paint and lacquer material shall be permitted to remain on such bench for the purpose of mixing or the matching of color. Such bench shall be kept clean and free from accumulated drippings, waste paint or lacquer. Tightly fitting metal covers shall be provided for all containers.

(m) Metal waste cans with self-closing covers shall be provided, not less than one (1) for each spray room, to accommodate rags and other waste.

(n) Signs containing the words "SMOKING STRICTLY PROHIBITED" in black letters not less than three (3) inches in height upon a white background shall be conspicuously displayed in storage and spray room.

(o) Each paint shop shall be equipped with fire extinguishers of such number and kind, and so located, as shall be determined by the Division of Fire Prevention and Investigation; but in no case shall there be less than two (2) of said fire extinguishers. At least one (1) barrel of clean dry sand containing a scoop, or at least four (4) metal buckets of clean dry sand, shall be kept on the premises at all times.

(p) Every sprayman or painter shall be provided with a mask while spraying, which mask shall be of a type approved by the Department of Public Health.

(q) Every spray room and storage room shall be kept free from all unnecessary combustible materials.

(r) The use of sawdust for absorbing waste material or for cleaning of floors is strictly prohibited.

(s) Whenever any paint or lacquer material is to be sprayed or applied to a motor vehicle, or parts thereof, the battery of said motor vehicle shall be disconnected and shall remain disconnected until such time as the room has been cleared of vapor.

Sec. 953. *Operation, etc., of Paint Shop Unlawful Without Permit.* It shall be unlawful for any person to conduct, operate or maintain a paint shop, as defined in Section 950 of this Article, without first obtaining a permit so to do as set forth in this Article.

Sec. 954. *Future Establishment—Application for Permit—Investigation Fee.* Every person desiring to establish, conduct, or operate a paint shop in the City and County of San Francisco, shall make application for a permit so to do to the Division of Fire Prevention and Investigation on forms provided by the Division of Fire Prevention and Investigation, and shall pay to the Division of Fire Prevention and Investigation a fee of Thirteen (\$13.00) Dollars in advance to cover the cost to the City and County of San Francisco of the necessary investigations provided for in this Article prior to the approval or disapproval of said application.

Sec. 955. *Existing Establishment—Application for Permit—Investigation Fee.* Any person engaged in the business of conducting or operating a paint shop in the City and County of San Francisco prior to the effective date of this Article, and who desires to continue the conducting or operation of said paint shop, shall make application for a permit so to do as provided in Section 954 within thirty (30) days subsequent to the effective date of this Article and shall pay the fee as set forth in Section 954 of this Article.

Sec. 956. *Investigation Fee in Addition to All Other Fees.* The investigation fee shall be in addition to any and all fees required to be paid by any provision of the San Francisco Municipal Code for the erection or alteration of any such paint shop or the installation of any equipment therein.

Sec. 957. *Application to Be Acted Upon Within Ten Days—Fee Retained by Division.* An application for a paint shop permit shall be acted upon within ten (10) days after the filing of such application and the fee collected shall be retained by the Division of Fire Prevention and Investigation whether the permit is granted or denied or the application cancelled upon request of the applicant.

Sec. 958. *Proceedings on Receipt of Application.* Upon receipt of an application provided for in this Article, the Chief shall cause to be investigated the facts as set forth in the application and the premises for which the permit is requested. The Chief shall cause to be forwarded copies of said application to the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity for investigation by their respective departments as to whether the ordinances, rules, and regulations of the City and County of San Francisco, pertaining to their departments, are complied with. The City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity shall after such investigation either approve or disapprove such application and return same within seven (7) days after receipt with such endorsement thereon to the Division of Fire Prevention and Investigation. If the application is disapproved the reason or reasons for such disapproval shall be stated.

Sec. 959. *Proceedings on Disapproval of Application.* In the event that



the application for a paint shop permit is disapproved, the Chief shall give the reason for such disapproval. Upon receiving such written notice from the Chief, such person shall have the opportunity of correcting such conditions in and about the premises wherein the paint shop is located and the equipment used therein as have been decided hazardous. This work shall be completed within thirty (30) days after receipt of such written notice, and if said conditions have been corrected to the satisfaction of the departments involved said permit may be issued.

*Sec. 960. Issuance or Denial of Permit.* The Chief may issue a permit to said applicant, subject to the above approval of the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity as above provided, which permit shall be serially numbered and shall expire on June 30 of the current fiscal year; or, in the exercise of sound discretion, he may deny said permit.

*Sec. 961. Notice of Granting or Denial of Permit.* The Chief shall cause to be forwarded to the City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity written notice of his granting or denial of the permit.

*Sec. 962. Proceedings on Issuance of Permit—License Fee—Issuance of License.* When any permit is issued under the provisions of this Article, the Chief shall cause said permit to be forwarded to the office of the Tax Collector for delivery to the permittee upon the payment of an annual license fee of Eight and 50/100 (\$8.50) Dollars in advance to defray the cost to the City and County of San Francisco of the necessary inspection and regulation as provided for in this Article.

The Tax Collector shall issue a license for each paint shop for which the fee was paid, showing thereon: (a) Name and address of the permittee. (b) Address of the paint shop. (c) Number of the permit. (d) Expiration date of the license, which date shall be the expiration date of the permit.

Any person establishing, conducting or operating a paint shop subsequent to January 1 of any year shall pay one-half of the annual fee provided for that fiscal year.

*Sec. 963. No Refund on Discontinuance of Paint Shop.* If the paint shop is discontinued no refund shall be made.

*Sec. 964. Permit and License Not Transferable.* The permit and license provided for in this Article shall not be transferable.

*Sec. 965. Application for Renewal of Permit—Fee—Same Procedure.* Application for renewal of a permit shall be made in the same manner as provided for the original application for a permit, and shall be made within thirty (30) days prior to the expiration of the current permit and shall be accompanied by a fee of One and 50/100 Dollars, which fee shall be retained by the Division of Fire Prevention and Investigation whether the permit is granted or denied or the application is cancelled upon request of the applicant. The same procedure as set forth in Sections 958 and 959 of this Article shall be followed.

*Sec. 966. Proceedings on Revocation or Suspension of Permit.* After written notice to the permittee and after due and proper hearing the Chief shall have the power to revoke or suspend any permit issued under the provisions of this Article for violation by the permittee, or by any of the permittee's servants, agents, or employees, of any of the provisions of this Article, or when the Chief shall determine that the permittee in the use thereof is violating or attempting to violate the provisions of the San Francisco Municipal Code or any rule or regulation of the City and County of San Francisco or any department thereof; or if in the opinion of the Chief it is deemed necessary for the protection of the public.

*Sec. 967. Notice of Revocation, Suspension or Reinstatement of Permit.* The Chief shall cause to be forwarded to the Tax Collector, the



City Planning Commission, the Director of Public Health, and the Chief of the Department of Electricity written notice of any revocation, suspension, or reinstatement of any permit provided for in this Article.

Sec. 968. *Posting of Permit and License.* Every permit and license issued under the provisions of this Article shall be plainly posted in a conspicuous place for the public to see, on the premises for which the permit and license was issued.

Sec. 969. *Enforcement—Authority of Inspectors.* It shall be the duty of the Chief to ascertain that all of the provisions of this Article, the San Francisco Municipal Code and all rules or regulations of the City and County of San Francisco or any department thereof pertaining to paint shops and the equipment used therein are strictly complied with, and for that purpose the inspectors or representatives of the Division of Fire Prevention and Inspection, the Department of Public Health, and the Department of Electricity shall have access to any paint shop at any reasonable hour.

Sec. 970. *Exemption.* Section 16. Every person paying the fees provided for in this Article shall be exempt from the provisions of Section 149, Part III, San Francisco Municipal Code, in so far as such paint shops are concerned.

Sec. 971. *Violation a Misdemeanor.* Any person violating the provisions of this Article shall be guilty of a misdemeanor.

Sec. 972. *Repeal.* Any and all provisions of the San Francisco Municipal Code, or parts thereof, in conflict with the provisions of this Article, are hereby repealed but only to such extent as conflict may exist.

*October 30—Consideration postponed until November 6, 1939, on motion by Supervisor Mead.*

*November 6, 1939—Consideration postponed until November 13, 1939, on motion by Supervisor Brown, seconded by Supervisor Uhl.*

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

## NEW BUSINESS

### Adopted

The following recommendations of Finance Committee were taken up:

### Refunds of Erroneous Payments of Taxes

(Series of 1939)

Resolution No. 680, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes, as follows:

#### From Duplicate Tax Fund—Appropriation 005

- |  |          |
|--|----------|
| 1. James H. Hjul, per Vol. 2, Bill 2139, Lot 31, Block 258,<br>1st Installment, Fiscal Year 1937-1938.....   | \$669.10 |
| 2. Eugene Sarthou, per Vol. 33, Bill 115, Lot 5, Block 5476,<br>2d Installment, Fiscal Year 1938-1939.....   | 9.70     |
| 3. Edward F. Bryant, per Vol. 5, Page 88, Line 14, Unsecured<br>Personal Property Tax, Fiscal Year 1939..... | 8.08     |

- |   |       |
|---|-------|
| 4. Mrs. J. Smith, per Vol. 36, Bill 2129, Lot 17, Block 6092, 2d Installment, Fiscal Year 1938-1939.....  | 14.02 |
| <b>From General Fund—Appropriation 60.969.00</b>  |       |
| 5. Watrola Manufacturing Company, Overpayment of taxes on erroneous Assessment, Vol. 4, Page 95, Line 1, Unsecured Personal Property Taxes, Fiscal Year 1939.....                   | 40.40 |
| 6. Mrs. Josephine Grant, duplicate payment 1936 taxes on Lot 14, Block 1128. 1936 taxes withdrawn by Assessor but 1st installment was paid. Reassessed in 1937 and again paid ..... | 40.46 |

*Adopted* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

### Cancellation of Taxes

(Series of 1939)

Resolution No. 681, as follows:

Whereas, the Assessor has reported that the Improvements on Lot 1, Block 3519, were entirely removed prior to the date of assesment, the first Monday of March, 1938, and no assessment thereon should have appeared on the assesment roll; therefore, be it

Resolved, that with the consent of the City Attorney, the Controller be and he is hereby directed, in accordance with the provisions of Section 3804A of the Political Code, to cancel the taxes on the improvements only on said Lot 1 of Block 3519, for the fiscal year 1938-1939.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

### Cancellation of Taxes

(Series of 1939)

Resolution No. 682, as follows:

Whereas, the Assessor has reported, Lot 5, Block 191 has been used solely and exclusively for religious, and that a sworn affidavit to that effect was filed with his office at the proper time, as required under Section 3611 of the Political Code, but through clerical error, the church exemption which should have applied was not granted; therefore, be it

Resolved, that with the consent of the City Attorney, the Controller be and he is hereby directed, in accordance with the provisions of Section 3804A of the Political Code, to cancel the unpaid taxes on said Lot 5, Block 191, for the fiscal year 1939-1940.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Approval of Supplemental Recommendations, Department of Public Welfare.**

(Series of 1939)

Resolution No. 683, as follows:

Resolved, that the recommendations of the Public Welfare Department, containing the additional names and amounts to be paid as Old Age Security Aid, Blind Pensions and Half Orphans Aid, for the month of December, 1939, and also, denials, are hereby approved and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Refunds of Erroneous Payment of Taxes**

(Series of 1939)

Resolution No. 684, as follows:

Refunds of erroneous payment of taxes.

Whereas, the City and County of San Francisco, a municipal corporation, by deed recorded September 6, 1938, acquired from Antonio Fiorito and Rosalia Fiorito the improvements on Lot 10, Assessor's Block 4338, San Francisco, and a portion of said lot in connection with the widening of Army Street; and

Whereas, on November 14, 1939, Antonio Fiorito paid the City the sum of \$100.04 to redeem said property from a sale to the State for delinquent 1938-1939 taxes.

Now, therefore be it resolved, that the sum \$34.38 be and is hereby authorized to be paid to Antonio Fiorito and Rosalia Fiorito, as a proportionate refund of an erroneous payment of taxes, from General Fund Appropriation No. 960.969.00.

Approved by the Acting Director of Property.

Approved as to form by the City Attorney.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Authorizing Release of Lien Against Ella Clifford for Old Age Security.**

(Series of 1939)

Resolution No. 685, as follows:

Authorizing release of lien against Ella Clifford for Old Age Security.

Whereas, a Notice of Aid was recorded in the Office of the Recorder of the City and County of San Francisco, State of California, which created a lien on the property referred to and recorded in Book 3011

of Official Records, at page 151, in the office of the Recorder of the City and County of San Francisco; and

Whereas, Ella Clifford, the recipient of aid granted by the City and County of San Francisco on payment of the sum of \$308.00, is entitled to receive a release of lien on the property herein referred to.

Now, therefore, be it resolved that upon receipt of \$308.00, being the amount secured by said lien, David A. Barry, Clerk of the Board of Supervisors, is hereby authorized to execute and deliver a release of such lien to said Ella Clifford.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

### **Authorizing Release of Lien Against George W. Lewis for Old Age Security**

(Series of 1939)

Resolution No. 686, as follows:

Authorizing release of lien against George W. Lewis for Old Age Security.

Whereas, a Notice of Aid was recorded in the office of the Recorder of the City and County of San Francisco, which created a lien on the following described property:

Beginning at a point on the Easterly line of Monticello Street, distant thereon 150 feet Northerly from the Northerly line of Garfield Street; running thence Northerly along said line of Monticello Street 25 feet; thence at a right angle Easterly 100 feet; thence at a right angle Southerly 25 feet; thence at a right angle Westerly 100 feet to the point of beginning.

Being Lot No. 11 in Block No. 11, as said lot and block are delineated and so designated upon that certain map entitled "Map of Property of City Land Association" filed August 24, 1870 and recorded in Liber "C" and "D" of Maps at page 11, in the office of the Recorder of the City and County of San Francisco, State of California.

And Whereas, the recipient of aid named in such Notice of Aid has an opportunity of selling the property; and

Whereas, the net amount to be received by the recipient from such sale would not be equal to the full amount of aid, repayment of which is secured by the above mentioned lien; and

Whereas, after investigation by this Board it has been determined that the net amount to be received by the recipient from such sale is equal to the net amount that would be received, in the event of a foreclosure of said lien; and

Whereas, it is deemed advisable by this Board to consent to such sale and accept \$225.00 being said net amount, as full payment of the amount secured by said lien.

Now, Therefore, Be It Resolved that upon payment of said sum of \$225.00, David A. Barry, Clerk of the Board of Supervisors, is hereby authorized to execute and deliver a release of such lien.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Release of Lien Filed re: Old Age Security Aid**  
(Series of 1939)

Resolution No. 687, as follows:

Whereas, A notice of Aid was recorded in the office of the Recorder of San Francisco County, which created a lien on the following described property:

Lot 15, Block 1372.

Whereas, Such lien was subordinate to the lien or charge upon the land of a Mortgage given to secure the payment of \$1,000.00; and

Whereas, It is necessary at this time for the obligation secured by such Mortgage to be renewed; and

Whereas, Such obligation cannot be renewed, unless the lien created by the filing of Notice of Aid is subordinated to the lien or charge upon the land of a Mortgage to be given as security for such renewal; and

Whereas, The purposes of the Act will be served by subordinating such lien; now, therefore, be it

Resolved, That David A. Barry, Clerk of the Board of Supervisors, be and is hereby instructed to execute an agreement subordinating the lien created by the filing of such Notice of Aid to the lien or charge upon the land of any mortgage or deed of trust given as security for the renewal of such obligation.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Authorizing Release of Lien Against Mrs. Mabelle Bills for Old Age Assistance**  
(Series of 1939)

Resolution No. 688, as follows:

Authorizing release of lien against Mrs. Mabelle Bills for Old Age Assistance.

Whereas, a notice of aid has been recorded in the office of the Recorder of the City and County of San Francisco, State of California, pursuant to Section 4 of the Old Age Security Act and Section 2225 of the Welfare and Institutions Code, which created a lien on the property of Mabelle Bills recorded in Book 3011 of Official Records, page 9, in the Office of the Recorder of the City and County of San Francisco; and

Whereas, the filing of such notice created a lien on said property of said recipient; and

Whereas, Mabelle Bills, the recipient of such aid, on payment of the sum of \$483.00, being the amount secured by the lien created by the filing of such notice, is entitled to a release of the lien on the property herein referred to.

Now, Therefore, Be It Resolved that upon receipt of \$483.00, being the amount secured by said lien, David A. Barry, Clerk of the Board of Supervisors, is hereby authorized to execute and deliver a release of such lien.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Land Purchase—Fire Department Engine Company 32**

(Series of 1939)

Resolution No. 689, as follows:

Land Purchase—Fire Department Engine Company 32.

Resolved, in accordance with the recommendation of the Fire Department, that the City and County of San Francisco, a municipal corporation, accept a deed from John J. Minehan, et al., or the legal owner, to Lot 59, Assessor's Block 5720, San Francisco, required for the Fire Department, and that the sum of \$2,575.00 be paid for said land from Appropriation No. 91.600.10.

The City Attorney shall examine and approve the title to said property.

Recommended by the Fire Commission.

Approved by the Acting Director of Property.

Approved as to Form by the City Attorney.

Approved as to funds available by the Controller.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Land Purchase—Fleishhacker Playfield Parcel 5**

(Series of 1939)

Resolution No. 690, as follows:

Land purchase—Fleishhacker Playfield Parcel 5.

Resolved, in accordance with the recommendation of the Park Department and pursuant to Resolution No. 1828, adopted by this Board on April 1, 1935, that the City and County of San Francisco accept deeds from the following parties, or the legal owners, to a portion of Lots 40 and 41, Assessor's Block 7201, San Francisco, approximate size, 119 feet by 1766 feet, required for Fleishhacker Playfield, and that the total sum of \$18,770.40 be paid for said land from Appropriation No. 912.600.01:

Wells Fargo Bank & Union Truck Co., 56/100 interest.....	\$10,511.42
The Bank of California, 44/100 interest.....	8,258.98

The City Attorney shall examine and approve the title to said property.

Approved by the Park Commission.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.



**Land Purchase—Lafayette Park Parcel 6**  
(Series of 1939)

Resolution No. 691, as follows:

Land purchase—Lafayette Park Parcel 6.

Resolved, in accordance with the recommendation of the Park Department and pursuant to Resolution No. 1917, adopted by this Board on May 6, 1935, that the City and County of San Francisco accept a deed from Coast Bay Company, or the legal owner, to a portion of Lot 1, Assessor's Block 616, San Francisco, size 106 feet 4 $\frac{7}{8}$  inches by 82 feet 6 inches, required for Lafayette Park, and that the sum of \$20,000.00 be paid for said land from Appropriation No. 912.600.02. The City Attorney shall examine and approve title to said property.

Approved by the Park Commission.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Land Purchase—Aquatic Park, Parcel 2**  
(Series of 1939)

Resolution No. 692, as follows:

Land purchase—Aquatic Park, Parcel 2.

Resolved, in accordance with the recommendation of the Park Department, that the City and County of San Francisco, a municipal corporation, accept a deed from CALIFORNIA PACKING CORPORATION, or the legal owner, to a strip of land 42.616 feet in width by 412.5 feet in length, extending from Hyde Street to Larkin Street, 85.232 feet south of Jefferson Street, in Assessor's Block 9, San Francisco, California, required for the Aquatic Park.

Be it further resolved, that the sum of \$23,581.36 be paid for said land from Appropriation No. 912.600.05.

The City Attorney shall examine and approve the title to said property.

Approved by the Park Commission.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Jefferson Street Widening—Land Purchase**

(Series of 1939)

Resolution No. 699, as follows:

Jefferson Street widening—Land purchase.

Resolved, that the city and County of San Francisco, a municipal corporation, accept a deed from S. F. Johnson, et ux., or the legal owners, to the following described land situated in the City and County of San Francisco, State of California:

**Parcel A:**

Commencing at a point of intersection of the northerly line of Jefferson Street with the easterly line of Lyon Street, running thence easterly along the northerly line of Jefferson Street, 119.75 feet; thence at a right angle northerly 25 feet; thence at a right angle westerly 118.835 feet more or less to a point on the easterly line of Lyon Street; thence southerly along last named line 25.017 feet to the point of commencement.

Being a portion of Western Addition Block No. 562. Reserving an easement along the northerly 10 feet thereof for pedestrian ingress and egress to the adjoining property with the right to install and maintain stepping stones on said easement.

In consideration for Parcel "A," S. F. Johnson, et ux., shall receive a deed to the following described land situated in the City and County of San Francisco, State of California.

**Parcel B:**

Commencing at a point on the easterly line of Lyon Street, distant thereon 50.033 feet northerly from the northerly line of Jefferson Street, running thence easterly parallel with the northerly line of Jefferson Street, 117.92 feet; thence at a right angle northerly 25 feet; thence at a right angle westerly 117 feet more or less to a point on the easterly line of Lyon Street; thence southerly along last named line 25.017 feet to the point of commencement.

Being a portion of Western Addition Block No. 562.

This transaction is made subject to the following reservations and conditions:

1. The City shall relinquish to S. F. Johnson, et ux., the existing sewer easement described in deed recorded May 5, 1939, which easement is located on the easterly side of Lyon Street, 40 feet north of Jefferson Street, 10 feet in width by approximately 78 feet in length.

2. In exchange for the easement described in Condition 1 hereof, a 10 foot easement shall be conveyed to the City, over the northerly 10 feet of Parcel "B" for a distance of 77.917 feet easterly from the easterly line of Lyon Street for driveway, sewer and utility purposes.

3. The existing sewer shall be located on the new easement described in Condition 2.

4. No buildings or other structures shall be erected on Parcel "A" which will materially interfere with the view.

5. S. F. Johnson, et ux., shall have the right to subdivide their property into three lots fronting on Parcel "A," and may erect dwellings on each of said lots. In connection with such dwellings, bay windows may be extended over Parcel "A" for a distance of not more than three feet and not more than fifteen feet in width. The physical construction of said bay windows shall be subject to the supervision, inspection and requirements of the San Francisco building regulations.

The Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute a quitclaim deed to S. F. Johnson, et ux., relinquishing the sewer easement described in Condition 1 hereof.

The sum of \$6,098.78 shall be paid for Parcel "B," from Appropriation No. 948.906.00, and shall include cost of street work and relocation of sewer.

The City Attorney shall examine and approve the title to said real property.

Recommended by the Director of Property.

Approved by the Park Commission.

Approved as to form by the City Attorney.

Approved as to Funds Available by the Controller.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

### Passage for Second Reading

The following recommendation of the Finance Committee was taken up:

#### Authorizing Sale of Certain City Owned Lands Near Sunnydale Avenue and Hahn Street

(Series of 1939)

Bill No. 432, Ordinance No.....as follows:

Authorizing sale of certain city owned lands near Sunnydale Avenue and Hahn Street.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Board of Supervisors hereby declare that public interest and necessity demands the sale of all lands owned by the City and County of San Francisco, a municipal corporation, located within the following described area situated in the City and County of San Francisco, State of California:

Commencing at a point on the northeasterly boundary line of the "Blaine, Deering and Samuels Tract" as per map thereof recorded in Map Book "L," pages 26 and 27, in the office of the County Recorder of the City and County of San Francisco, distant thereon 1541.000 feet northwesterly from the northwesterly line of Schwerin Street; running thence northwesterly along said northeasterly boundary line of the "Blaine, Deering and Samuels Tract" and the northwesterly extension thereof 1717.000 feet; thence at a right angle northeasterly 1195.904 feet; thence at a right angle southeasterly 1828.000 feet more or less to a point on the northeasterly extension of the northwesterly line of Hahn Street; thence at a right angle southwesterly along said extended line and the northwesterly line of Hahn Street 542.740 feet; thence southwesterly along the southwesterly extension of the northwesterly line of Hahn Street 5.042 feet; thence at a right angle northwesterly 110.000 feet; thence at a right angle southwesterly 324.062 feet; thence at a right angle northwesterly 1.000 feet; thence at a right angle southwesterly 324.060 feet to the point of commencement.

Section 2. The lands owned by the City and County of San Francisco, a municipal corporation, included within the above described area shall be offered for sale in accordance with the provisions of Section 92 of the Charter of the City and County of San Francisco.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Passed for second reading* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

### Consideration of Legislation Granting Franchises to the Pacific Gas and Electric Company for the Distribution of Gas and Electricity for Other than Lighting Purposes.

The City Attorney presented and read the following communications:

December 4, 1939.

Subject: In Re: Pacific Gas and Electric Franchise.

Dear Sirs:

The Finance Committee of your Board has asked me to advise you as to the matter of the final passage of the ordinance pending enactment which, if passed, will grant to the Pacific Gas and Electric Company franchises to distribute both gas and electricity for purposes other than those provided in their Constitutional franchises.

I understand that the main objection which certain members of your Finance and Public Utilities Committee had to the ordinances which are now pending, is that it was not clear as to whether the amount to be paid for the respective franchises would have to be refunded by the City in the event the latter proceeded to construct its own distribution system for either of said utilities.

#### Opinion

The pertinent provisions on this subject are found in Section 10 of the pending ordinances (No. 325—Gas and No. 326—Electricity) so it is proper to consider the provisions of both ordinances together. Section 10 reads as follows:

"Section 10. The grantee shall pay to the city the sum of two hundred thousand dollars (\$200,000) as the purchase price of the franchise hereby granted. If, at any time after the payment of said sum, it shall be adjudged that said franchise did not become effective or was or is invalid, or if the grantee shall, at any time, be prevented by the city or by judgment procured by any other person from exercising the same for any reason other than non-compliance with its terms by the grantee or if a certificate of convenience and necessity to exercise the same be refused by the Railroad Commission of California, then said sum of two hundred thousand dollars (\$200,000), shall be forthwith repaid by the city to the grantee."

I direct your attention to the underscored portion of the above mentioned section. This language, in my opinion, does not prevent the City from engaging in the distribution of power, nor does it entitle the Company to a refund of the amount paid for the franchise should the City proceed to build its own system to distribute either of the utilities mentioned.

The fact that the City might build its own system without acquiring the Company's system would not prevent the Company from continuing its operations. True, the Company would have to suffer competition, but the fact that the City would be its competitor would not prevent it from doing business, if it could obtain the business.

This doctrine has been upheld by the Supreme Court of the United States. See *Madera Waterworks v. City of Madera*, 228 U. S. 452, 57 Law Ed. 915, in which the Court said:

"It is argued that this provision, coupled with the duty imposed on the governing body to fix water rates annually, and the corresponding duty of the water company to comply with the regulations, both under severe penalties (art. 14, Secs. 1, 2, act of March 7, 1881, Secs. 1, 7, 8), imports a contract that the private person or corporation constructing works as invited shall not be subject to competition from the public source. Otherwise, it is pointed out, the same body will be called upon to regulate the plaintiff's charges and to endeavor to make a success of the city works. Furthermore, the plaintiff is forbidden by other provisions to divert its property to other uses, and, again, will be called on to pay taxes to help its rival to succeed. Thus, it is said, the city proposes to destroy the plaintiff's property, contrary to the 14th Amendment of the Constitution of the United States.

"But if, when the plaintiff built, the Constitution of the state authorized cities to build waterworks as well after works had been built there by private persons as before, the plaintiff took the risk of what might happen. An appeal to the 14th Amendment to protect property from a congenital defect must be vain. It is impossible not to feel the force of the plaintiff's argument as a reason for interpreting the Constitution so as to avoid the result, if it might be, but it comes too late. There is no pretense that there is any express promise to private adventurers that they shall not encounter subsequent municipal competition. We do not find any language that even encourages that hope, and the principles established in this class of cases forbid us to resort to the fiction that a promise is implied.

"The constitutional possibility of such ruinous competition is recognized in the cases, and is held not sufficient to justify the implication of a contract. (Citing cases.) So strictly are private persons confined to the letter of their express grant that a contract by a city not to grant to any person or corporation the same privileges that it had given to the plaintiff was held not to preclude the city itself from building waterworks of its own. (Citing cases.) As there is no contract, the plaintiff stands legally in the same position as if the Constitution had given express warning of what the city might do. It is left to depend upon the sense of justice that the city may show.

"Decree affirmed."

A more recent case is *Tennessee Power Co. v. T.V.A.* decided by the Supreme Court of the United States on January 30th of the present year, and reported in 306 U. S. 118. In this case the Supreme Court followed the rule laid down in the previous case cited, and said:

"The appellants say that the franchise to be a public utility corporation and to function as such, with incidental powers, is a species of property which is directly taken or injured by the Authority's competition. They further urge that, though non-exclusive, the local franchises and easements, which grant them the privilege to serve within given municipal subdivisions, and to occupy streets and public places, are also property which the Authority is destroying by its competition. Since what is being done is justified by reference to the Tennessee Valley Authority Act, they say they have standing to challenge its constitutionality.



"The vice of the position is that neither their charters nor their local franchises involve the grant of a monopoly or render competition illegal. The franchise to exist as a corporation, and to function as a public utility, in the absence of a specific charter contract on the subject, creates no right to be free of competition, and affords the corporation no legal cause of complaint by reason of the state's subsequently authorizing another to enter and operate in the same field. The local franchises, while having elements of property, confer no contractual or property right to be free of competition either from individuals, other public utility corporations, or the state or municipality granting the franchise. The grantor may preclude itself by contract from initiating or permitting such competition, but no such contractual obligation is here asserted."

In view of the foregoing, I have no hesitancy in saying that, in my opinion, the construction by the City of a competing system without acquiring the systems of the Company will not entitle the Company to a refund of the amount paid for the franchise. However, to avoid any question in the matter the Company has sent to me two communications, one dealing with each requested franchise. These communications speak for themselves and I herewith enclose them.

To briefly state their contents—the Company agrees that the construction by the City of a competing system will not entitle the Company to a refund of any amount paid for the franchises. In addition to these letters, the Company will agree to insert in its acceptance of the franchise, if they are granted, the same stipulation.

Therefore, if your Board is satisfied with the other conditions of the ordinances, I believe that the City is secure in the fact that no refund will have to be made should the City embark upon the distribution of either power or gas without purchasing the properties of the Company.

There are two other matters which I desire to call to your attention.

1. Why could not the stipulation mentioned in the Company's letter now be included in the franchise ordinance?

Had the suggestion been made in time it might have been done. However, I direct your attention to the fact that the respective ordinances were passed for second reading on September 11th and are now before your Board for final passage. I direct your attention to Section 15 of the Charter, and especially to the last sentence thereof:

"Section 15. All ordinances, after final passage or upon their becoming effective shall be certified by the Clerk of the Board and recorded in a book kept for that purpose, and resolutions adopted shall be certified and recorded in like manner. Except in case of an emergency measure passed and not previously published, and except as otherwise specified in this charter, publication of ordinances and resolutions in full shall not be required after final passage. Notice that an ordinance or resolution has passed or become final shall be published once within five days of such final passage. To amend an ordinance which has proceeded to a second reading shall require publication of the ordinance as amended and proceeding *de novo*."

There is grave doubt in the minds of the attorneys for the Company as to the meaning of the words "and proceeding *de novo*." If these words mean that an amendment to the ordinances would necessitate them being again referred to committee and be looked upon as the introduction of the ordinance as amended, ninety days from the present time would have to elapse before it could be finally passed and the effective date of the ordinance would be postponed until sixty days after final passage. This extension of time might postpone the effective date beyond the present fiscal year. These are all matters for the consideration of your Board.

2. At the time the ordinances under discussion were passed for



second reading. Ordinance No. 276 prescribing the procedure for the granting of franchises had not become final. The attorneys for the Company have requested that the pending ordinances be again passed for second reading and be finally passed at the expiration of the usual ten days thereafter. I so recommend.

Communications from the Company are herewith transmitted.

Sincerely,

JOHN J. O'TOOLE  
City Attorney.

To the  
Board of Supervisors.

December 1, 1939.

To the City and County of San Francisco,  
a Municipal Corporation, and to the  
Honorable, The Board of Supervisors thereof.

Gentlemen:

Pacific Gas and Electric Company, a public utility corporation, hereby agrees that in the event the franchise for gas set out in Bill No. 325 is finally enacted, that the \$200,000 repayable by the City to the grantee in the events set out in Section 10, will not be repayable by the City to the grantee in the event the City constructs, installs, maintains and/or operates a competing system but does not acquire the properties of the grantee, as provided in said Bill No. 325.

Yours very truly,

PACIFIC GAS AND ELECTRIC COMPANY,  
By P. M. DOWNING,  
Its Vice-President and General Manager,  
and by D. H. FOOTE,  
Its Secretary.

December 1, 1939.

To the City and County of San Francisco,  
a Municipal Corporation, and to the  
Honorable, The Board of Supervisors thereof.

Gentlemen:

Pacific Gas and Electric Company, a public utility corporation, hereby agrees that in the event the franchise for electricity set out in Bill No. 326 is finally enacted, that the \$200,000 repayable by the City to the grantee in the events set out in Section 10, will not be repayable by the City to the grantee, in the event the City constructs, installs, maintains and/or operates a competing system but does not acquire the properties of the grantee, as provided in said Bill No. 326.

Yours very truly,

PACIFIC GAS AND ELECTRIC COMPANY,  
By P. M. DOWNING,  
Its Vice-President and General Manager,  
and by D. H. FOOTE,  
Its Secretary.

### Privilege of the Floor

Mr. E. P. Troy, who was granted the privilege of the floor, opposed the granting of the proposed franchises.

#### Setting Aside the Action of This Board Taken on the 11th Day of September, 1939, Passing Bill No. 325 for Second Reading and Directing That Said Bill Be Re-passed for Second Reading on the Date Hereof.

Thereupon, following the reading of the foregoing communication, Supervisor Roncovieri, seconded by Supervisor Colman, moved as follows:

Setting aside the action of this board taken on the 11th day of September, 1939, passing Bill No. 325 for second reading and directing that said bill be re-passed for second reading on the date hereof.

Whereas, Bill No. 325 entitled as follows: "Ordinance granting to Pacific Gas and Electric Company, its successors and assigns, a franchise to introduce into, transmit, distribute and supply to the City and County of San Francisco and its inhabitants gas for every use and purpose to which it may be put, exclusive of those uses and purposes for which gas may be now supplied by Pacific Gas and Electric Company or hereinafter supplied by its successors or assigns under Section 19 of Article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911, and to that end to lay and use in the streets of said City and County all pipes and appurtenances necessary or proper therefor, and likewise to use all gas pipes, and appurtenances which are now in place or hereafter may be placed in said streets", was on the 11th day of September, 1939, passed for second reading; and

Whereas, Said Bill No. 325 has not been finally passed; and

Whereas, At the time of the passage of said Bill No. 325 for second reading Ordinance No. 276, (series of 1939, approved August 30, 1939), prescribing procedure respecting applications for and granting of franchises, had not then, but since has become effective, and it is deemed advisable that said Bill No. 325 should be again passed for second reading; and

Whereas, After the passage of said Bill No. 325 for second reading a question arose as to whether the amount to be paid for the said franchise to be granted in conformity with Section 10 of Bill No. 325 would have to be refunded to the City in the event that the City exercised its right to build a system for the distribution of gas in the City and County of San Francisco; and

Whereas, a conference was had on November 30, 1939, between the City Attorney and the representatives of the Pacific Gas and Electric Company upon the point and it was the opinion of all of them that under the Bill as passed for second reading the amount to be paid for such franchise would not be repayable by the City to the grantee in the event the City constructed, installed, maintained, and/or operated such a competing system, but did not acquire the properties of the grantee as provided in said Bill; and

Whereas, the representatives of the Company, at the request of the City Attorney, and to allay any misgivings there might be upon the point and to put the question beyond debate, agreed that the Company would execute and make delivery of a communication of the tenor and effect below; and

Whereas, On the first day of December, 1939, the Pacific Gas and Electric Company addressed to the City and County of San Francisco and to the Board of Supervisors the following communication:

"To the City and County of San Francisco,  
a Municipal Corporation, and to the  
Honorable The Board of Supervisors Thereof.

"Gentlemen:

Pacific Gas and Electric Company, a public utility corporation, hereby agrees that in the event the franchise for gas set out in Bill No. 325 is finally enacted, that the \$200,000 repayable by the City to the grantee in the events set out in Section 10, will not be repayable by the City to the grantee, in the event the City constructs, installs, maintains and/or operates a competing system but does not acquire the properties of the grantee, as provided in said Bill No. 325.

Yours very truly,

PACIFIC GAS AND ELECTRIC COMPANY,

By P. M. DOWNING,

Its Vice-President and  
General Manager;

and By D. H. FOOTE,

Its Secretary."

Now, therefore, Relying upon the covenants and promises set forth in the aforesaid letter, and for the purpose of avoiding any question as to the legality of the action of this Board heretofore taken on the 11th day of September, 1939, in passing said Bill No. 325 for second reading, it is hereby moved that said Bill No. 325, entitled as aforesaid be again passed for second reading.

*Motion carried by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

#### Passage for Second Reading

Thereupon the following recommendation of Finance and Public Utilities Committee was taken up:

Franchise for the Distribution of Gas for Other than Lighting  
Purposes.

(Series of 1939)

Bill No. 325, Ordinance No....., as follows:

Ordinance Granting to Pacific Gas and Electric Company, its Successors and Assigns, a Franchise to Introduce Into, Transmit, Distribute and Supply to the City and County of San Francisco and its Inhabitants Gas for Every Use and Purpose to Which it May Be Put, Exclusive of Those Uses and Purposes for Which Gas May Be Now Supplied By Pacific Gas and Electric Company or Hereafter Supplied By its Successors or Assigns Under Section 19 of Article XI of the Constitution of the State of California, as Said Section Existed Prior to Its Amendment on October 10, 1911, and to That End to Lay and Use in the Streets of Said City and County All Pipes and Appurtenances Necessary or Proper Therefor, and Likewise to Use All Gas Pipes and Appurtenances Which are Now in Place or Hereafter May Be Placed in Said Streets.

Be it ordained by the People of the City and County of San Francisco:

SECTION 1. Whenever in this ordinance the words and phrases hereinafter in this section defined are used they shall have the respective meanings assigned to them in the following definitions (unless, in the

given instance, the context wherein they are used shall import a different meaning):

(a) The word "grantee" shall mean Pacific Gas and Electric Company, its successors and assigns;

(b) The word "city" shall mean the City and County of San Francisco, a municipal corporation of the State of California, in its present incorporated form or in any later reorganized, consolidated, enlarged or reincorporated form, and shall include annexed territory;

(c) The word "streets" shall mean the public streets, ways, alleys and places as the same now exist or may hereafter exist within said city;

(d) The word "gas" shall mean natural gas and/or manufactured and/or artificial gas, or a mixture of natural gas and/or manufactured and/or artificial gas, including any gaseous substance usable for heat, power, illumination or fuel purposes;

(e) The phrase "pipes and appurtenances" shall mean pipes, pipelines, mains, services, traps, vents, vaults, manholes, meters, gauges, regulators, valves, conduits, appliances, attachments, appurtenances and any other property located or to be located in, upon, along, across, under or over the streets of the city, and used or useful in introducing, transmitting, distributing and supplying gas as aforesaid;

(f) The phrase "lay and use" shall mean to lay, construct, erect, install, operate, maintain, use, repair or replace;

(g) The phrase "constitutional franchise" shall mean the rights possessed by the grantee under the provisions of Section 19 of article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911.

SECTION 2. There is hereby granted to Pacific Gas and Electric Company, its successors and assigns, a franchise to introduce into, transmit, distribute and supply to the City and County of San Francisco and its inhabitants gas for every use and purpose to which it may be put, exclusive of those uses and purposes for which gas may be now supplied by Pacific Gas and Electric Company or hereafter supplied by its successors or assigns under Section 19 of Article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911, and to that end to lay and use in the streets of said city and county all pipes and appurtenances necessary or proper therefor, and likewise to use all gas pipes and appurtenances which are now in place or hereafter may be placed in said streets.

If the grantee should surrender or otherwise lose any rights under its said constitutional franchise, then the franchise hereby granted shall to the extent of such loss include the right of the grantee to introduce into, transmit, distribute and supply to said city and county and its inhabitants gas for all uses and purposes theretofore covered by said constitutional franchise to the extent of such loss.

SECTION 3. The franchise hereby granted shall be and continue in full force until, with the consent of the Railroad Commission of the State of California, or other lawful authority having jurisdiction in the premises, it shall be voluntarily surrendered or abandoned by the grantee, or until the city by agreement shall purchase or through eminent domain shall condemn and acquire all property actually used and useful in the exercise of said franchise and situate within the territorial limits of the city, or until it shall be forfeited for non-compliance with its terms by the grantee.

SECTION 4. The grantee of said franchise shall annually pay to the city a sum which shall be equivalent to one (1%) per cent of the gross annual receipts of the grantee from the sale of gas within the

limits of the city, under both said constitutional franchise and the franchise hereby granted, and whether or not said gas be transmitted or distributed by the grantee for its own account or the account of another. The computation of the amount payable annually by the grantee to the city, hereunder, on the basis of the grantee's receipts under its constitutional franchise, as well as its receipts under the franchise hereby granted, is not intended to be and shall not be deemed to be an assertion by the city or a recognition by the grantee that the city has any authority to tax the grantee's right of enjoyment of its said constitutional franchise, but such basis of computation has been adopted merely as a convenient method for measuring the amount which the grantee should annually pay for the enjoyment of the franchise hereby granted.

SECTION 5. The grantee shall, within three months after the expiration of the calendar year in which the franchise hereby granted shall become effective, and within three months after the expiration of each and every calendar year thereafter, file with the Clerk of the Board of Supervisors a duly verified statement showing in detail the total gross receipts of grantee during the preceding calendar year from the sale of gas within the limits of the city, as specified in Section 4 hereof, and within fifteen days after the time for filing such statement grantee shall pay to the city in lawful money of the United States the aforesaid percentage of its gross receipts for such calendar year, as shown by such statement, and as specified in Section 4 hereof. The grantee shall keep its accounts in such form as to enable the city, or its duly authorized representatives, to ascertain and check the amounts due the city under said franchise. In the event of any neglect, omission or refusal by the grantee to file such verified statement, or to pay said percentage, at the time and in the manner specified, or within any extension of time granted by the Board of Supervisors or other legislative body of the city, the city may sue in its own name in the manner provided by law without the necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 6. The grantee may charge for gas furnished by it within the limits of the city under the franchise hereby granted such rates only as shall be fixed in accordance with laws now in force or hereafter enacted.

SECTION 7. The grantee shall (a) construct, install and maintain all pipes and appurtenances in conformity with all the lawful ordinances, rules and regulations heretofore or hereafter adopted by the Board of Supervisors, or other legislative body of the city, in the exercise of the police powers of the city; (b) pay to the city on demand the cost of all repairs to public property made necessary by any of the operations of the grantee; (c) indemnify and hold harmless the city and its officers and employees from any and all liability for damages proximately resulting from any operations under the franchise hereby granted; (d) remove or relocate without expense to the city any facilities installed, used and maintained under the franchise hereby granted, if and when made necessary by any lawful change of grade, alignment or width of any street, or by any work to be performed under the governmental authority of the city; and (e) should the city or any department thereof make or issue any lawful order, law or ordinance directing the grantee to extend its facilities for the purpose of supplying the service provided for in this franchise, it shall be the duty of the grantee to provide such facilities and supply such service with all due diligence after having been notified to do so by the city or any of its departments having authority so to do.

SECTION 8. If the grantee shall fail, neglect or refuse to comply with any of the provisions or conditions prescribed in the franchise hereby granted, and shall not within thirty (30) days, or such additional time as may be allowed by the Board of Supervisors or other



legislative body of the city, after written demand for compliance therewith, begin the work of compliance, or after such beginning, shall not prosecute the same with due diligence to completion, the city may sue in its own name in the manner provided by law without the necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 9. The franchise hereby granted shall not in any way or to any extent impair or affect the right of the city to acquire the property of the grantee either by purchase or through the exercise of the right of eminent domain, and nothing herein contained shall be construed to contract away or to modify or to abridge the city's right to exercise the power of eminent domain. In any proceeding of any character before any court or other public authority the franchise hereby granted shall be deemed to have a value equivalent to the purchase price paid therefor by the grantee and no other or greater value.

SECTION 10. The grantee shall pay to the city the sum of two hundred thousand dollars (\$200,000) as the purchase price of the franchise hereby granted. If, at any time after the payment of said sum, it shall be adjudged that said franchise did not become effective or was or is invalid, or if the grantee shall, at any time, be prevented by the city or by judgment procured by any other person from exercising the same for any reason other than noncompliance with its terms by the grantee, or if a certificate of convenience and necessity to exercise the same be refused by the Railroad Commission of California, then said sum of two hundred thousand dollars (\$200,000) shall be forthwith repaid by the city to the grantee.

SECTION 11. Upon the acceptance of the franchise hereby granted and the payment of the aforesaid purchase price thereof, the grantee shall stand discharged from any and all claims of the city for the use of the streets by grantee prior to the taking effect of said franchise.

SECTION 12. The grantee shall accept the franchise hereby granted and pay to the city the aforesaid sum of two hundred thousand dollars (\$200,000) within thirty days after this ordinance becomes effective, and after the Board of Supervisors shall, by resolution, so declare and, in writing, request acceptance of the franchise by the grantee and payment of said sum of two hundred thousand dollars (\$200,000) to the city. If the grantee shall fail to file its acceptance with the Clerk of the Board of Supervisors and pay said two hundred thousand dollars (\$200,000) to the city, within the aforesaid time, or such additional time as may be allowed by the Board of Supervisors, the franchise hereby granted shall be ipso facto void and no longer of effect.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Setting Aside the Action of This Board Taken on the 11th Day of September, 1939, Passing Bill No. 326 for Second Reading and Directing That Said Bill Be Re-passed for Second Reading on the Date Hereof.**

Supervisor Roncovieri, seconded by Supervisor Colman, moved as follows:

Setting aside the action of this board taken on the 11th day of September, 1939, passing Bill No. 326 for second reading and directing that said bill be re-passed for second reading on the date hereof.

Whereas, Bill No. 326 entitled as follows: "Ordinance granting to



Pacific Gas and Electric Company, its successors and assigns, a franchise to introduce into, transmit, distribute and supply to the City and County of San Francisco and its inhabitants electricity for every use and purpose to which it may be put, exclusive of those uses and purposes for which electricity may be now supplied by Pacific Gas and Electric Company or hereinafter supplied by its successors or assigns under Section 19 of Article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911, and to that end to construct and use in the streets of said City and County all poles, wires, conduits and appurtenances necessary or proper therefor, and likewise to use all electric poles, wires, conduits and appurtenances which are now in place or hereafter may be placed in said streets", was on the 11th day of September, 1939, passed for second reading; and

Whereas, Said Bill No. 326 has not been finally passed; and

Whereas, At the time of the passage of said Bill No. 326 for second reading Ordinance No. 276, (series of 1939, approved August 30, 1939), prescribing procedure respecting applications for and granting of franchises, had not then, but since has become effective and it is deemed advisable that said Bill No. 326 should be again passed for second reading; and

Whereas, After the passage of said Bill No. 326 for second reading a question arose as to whether the amount to be paid for the said franchise to be granted in conformity with Section 10 of Bill No. 326 would have to be refunded to the City in the event that the City exercised its right to build a system for the distribution of electricity in the City and County of San Francisco; and

Whereas, a conference was had on November 30, 1939, between the City Attorney and the representatives of the Pacific Gas and Electric Company upon the point and it was the opinion of all of them that under the Bill as passed for second reading the amount to be paid for such franchise would not be repayable by the City to the grantee in the event the City constructed, installed, maintained and/or operated such a competing system, but did not acquire the properties of the grantee as provided in said Bill; and

Whereas, the representatives of the Company, at the request of the City Attorney, and to allay any misgivings there might be upon the point and to put the question beyond debate, agreed that the Company would execute and make delivery of a communication of the tenor and effect below; and

Whereas, On the first day of December, 1939, the Pacific Gas and Electric Company addressed to the City and County of San Francisco and to the Board of Supervisors the following communication:

"To the City and County of San Francisco,  
a Municipal Corporation, and to the  
Honorable The Board of Supervisors Thereof.  
"Gentlemen:

Pacific Gas and Electric Company, a public utility corporation, hereby agrees that in the event the franchise for electricity set out in Bill No. 326 is finally enacted, that the \$200,000 repayable by the City to the grantee in the events set out in Section 10, will not be repayable by the City to the grantee, in the event the City constructs, installs, maintains and/or operates a competing system but does not acquire the properties of the grantee, as provided in said Bill No. 326.

Yours very truly,

PACIFIC GAS AND ELECTRIC COMPANY,  
By P. M. DOWNING,  
Its Vice-President and  
General Manager;  
and By D. H. FOOTE,  
Its Secretary."

Now, therefore, Relying upon the covenants and promises set forth in the aforesaid letter, and for the purpose of avoiding any question as to the legality of the action of this Board heretofore taken on the 11th day of September, 1939, in passing said Bill No. 326 for second reading, it is hereby moved that said Bill No. 326, entitled as aforesaid be again passed for second reading.

*Motion carried by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

### Passage for Second Reading

Thereupon, the following recommendation of the Joint Finance and Public Utilities Committee was taken up:

**Franchise for the Distribution of Electricity for Other than Lighting Purposes.**

(Series of 1939)

Bill No. 326, Ordinance No....., as follows:

Ordinance Granting to Pacific Gas and Electric Company, its Successors and Assigns, a Franchise to Introduce into, Transmit, Distribute and supply to the City and County of San Francisco and its Inhabitants Electricity for Every Use and Purpose to Which it May Be Put, Exclusive of Those Uses and Purposes for Which Electricity May Be Now Supplied By Pacific Gas and Electric Company or Hereafter Supplied By its Successors or Assigns Under Section 19 of Article XI of the Constitution of the State of California, as Said Section Existed Prior to its Amendment on October 10, 1911, and to That End to Construct and Use in the Streets of Said City and County All Poles, Wires, Conduits and Appurtenances Necessary or Proper Therefor, and Likewise to Use All Electric Poles, Wires, Conduits and Appurtenances Which Are Now in Place or Hereafter May Be Placed in Said Streets.

Be it ordained by the People of the City and County of San Francisco:

SECTION 1. Whenever in this ordinance the words or phrases hereinafter in this section defined are used they shall have the respective meanings assigned to them in the following definitions (unless, in the given instance, the context wherein they are used shall import a different meaning):

(a) The word "grantee" shall mean Pacific Gas and Electric Company, its successors and assigns;

(b) The word "city" shall mean the City and County of San Francisco, a municipal corporation of the State of California, in its present incorporated form or in any later reorganized, consolidated, enlarged or reincorporated form, and shall include annexed territory;

(c) The word "streets" shall mean the public streets, ways, alleys and places as the same now exist or may hereafter exist within said city;

(d) The phrase "poles, wires, conduits and appurtenances" shall mean poles, towers, supports, wires, conductors, cables, guys, stubs, platforms, crossarms, braces, transformers, insulators, conduits, ducts, vaults, manholes, meters, cutouts, switches, communication

circuits, appliances, attachments, appurtenances and any other property located or to be located in, upon, along, across, under or over the streets of the city, and used or useful in introducing, transmitting, distributing and supplying electricity as aforesaid;

(e) The phrase "construct and use" shall mean to construct, erect, install, lay, operate, maintain, use, repair or replace;

(f) The phrase "constitutional franchise" shall mean the rights possessed by the grantee under the provisions of Section 19 of Article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911.

SECTION 2. There is hereby granted to Pacific Gas and Electric Company, its successors and assigns, a franchise to introduce into, transmit, distribute and supply to the City and County of San Francisco and its inhabitants electricity for every use and purpose to which it may be put, exclusive of those uses and purposes for which electricity may be now supplied by Pacific Gas and Electric Company or hereafter supplied by its successors or assigns under Section 19 of Article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911, and to that end to construct and use in the streets of said city and county all poles, wires, conduits and appurtenances necessary or proper therefor, and likewise to use all electric poles, wires, conduits and appurtenances which are now in place or hereafter may be placed in said streets.

If the grantee should surrender or otherwise lose any rights under its said constitutional franchise, then the franchise hereby granted shall to the extent of such loss include the right of the grantee to introduce into, transmit, distribute and supply to said city and county and its inhabitants electricity for all uses and purposes theretofore covered by said constitutional franchise to the extent of such loss.

SECTION 3. The franchise hereby granted shall be and continue in full force until, with the consent of the Railroad Commission of the State of California, or other lawful authority having jurisdiction in the premises, it shall be voluntarily surrendered or abandoned by the grantee, or until the city by agreement shall purchase or through eminent domain shall condemn and acquire all property actually used and useful in the exercise of said franchise and situate within the territorial limits of the city, or until it shall be forfeited for non-compliance with its terms by the grantee.

SECTION 4. The grantee of said franchise shall annually pay to the city a sum which shall be equivalent to one-half ( $\frac{1}{2}$ ) per cent of the gross annual receipts of the grantee from the sale of electricity within the limits of the city, under both said constitutional franchise and the franchise hereby granted, and whether or not said electricity be transmitted or distributed by the grantee for its own account or the account of another. The computation of the amount payable annually by the grantee to the city, hereunder, on the basis of the grantee's receipts under its constitutional franchise, as well as its receipts under the franchise hereby granted, is not intended to be and shall not be deemed to be an assertion by the city or a recognition by the grantee that the city has any authority to tax the grantee's right of enjoyment of its said constitutional franchise, but such basis of computation has been adopted merely as a convenient method for measuring the amount which the grantee should annually pay for the enjoyment of the franchise hereby granted.

SECTION 5. The grantee shall, within three months after the expiration of the calendar year in which the franchise hereby granted shall become effective, and within three months after the expiration of each and every calendar year thereafter, file with the Clerk of the Board of Supervisors a duly verified statement showing in detail the total gross receipts of grantee during the preceding calendar year from the sale of electricity within the limits of the city, as specified in Section 4

hereof, and within fifteen days after the time for filing such statement grantee shall pay to the city in lawful money of the United States the aforesaid percentage of its gross receipts for such calendar year, as shown by such statement, and as specified in Section 4 hereof. The grantee shall keep its accounts in such form as to enable the city, or its duly authorized representatives, to ascertain and check the amounts due the city under said franchise. In the event of any neglect, omission or refusal by the grantee to file such verified statement, or to pay said percentage, at the time and in the manner specified, or within any extension of time granted by the Board of Supervisors or other legislative body of the city, the city may sue in its own name in the manner provided by law without the necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 6. The grantee may charge for electricity furnished by it within the limits of the city under the franchise hereby granted such rates only as shall be fixed in accordance with laws now in force or hereafter enacted.

SECTION 7. The grantee shall (a) construct, install and maintain all poles, wires, conduits and appurtenances in conformity with all the lawful ordinances, rules and regulations heretofore or hereafter adopted by the Board of Supervisors, or other legislative body of the city, in the exercise of the police powers of the city; (b) pay to the city on demand the cost of all repairs to public property made necessary by any of the operations of the grantee; (c) indemnify and hold harmless the city and its officers and employees from any and all liability for damages proximately resulting from any operations under the franchise hereby granted; (d) remove or relocate without expense to the city any facilities installed, used and maintained under the franchise hereby granted, if and when made necessary by any lawful change of grade, alignment or width of any street, or by any work to be performed under the governmental authority of the city; and (e) should the city or any department thereof make or issue any lawful order, law or ordinance directing the grantee to extend its facilities for the purpose of supplying the service provided for in this franchise, it shall be the duty of the grantee to provide such facilities and supply such service with all due diligence after having been notified to do so by the city or any of its departments having authority so to do.

SECTION 8. If the grantee shall fail, neglect or refuse to comply with any of the provisions or conditions prescribed in the franchise hereby granted, and shall not within thirty (30) days, or such additional time as may be allowed by the Board of Supervisors or other legislative body of the city, after written demand for compliance therewith, begin the work of compliance, or after such beginning, shall not prosecute the same with due diligence to completion, the city may sue in its own name in the manner provided by law without the necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 9. The franchise hereby granted shall not in any way or to any extent impair or affect the right of the city to acquire the property of the grantee either by purchase or through the exercise of the right of eminent domain, and nothing herein contained shall be construed to contract away or to modify or to abridge the city's right to exercise the power of eminent domain. In any proceeding of any character before any court or other public authority the franchise hereby granted shall be deemed to have a value equivalent to the purchase price paid therefor by the grantee and no other or greater value.

SECTION 10. The grantee shall pay to the city the sum of two hundred thousand dollars (\$200,000) as the purchase price of the franchise

hereby granted. If, at any time after the payment of said sum, it shall be adjudged that said franchise did not become effective or was or is invalid, or if the grantee shall, at any time, be prevented by the city or by judgment procured by any other person from exercising the same for any reason other than noncompliance with its terms by the grantee, or if a certificate of convenience and necessity to exercise the same be refused by the Railroad Commission of California, then said sum of two hundred thousand dollars (\$200,000) shall be forthwith repaid by the city to the grantee.

SECTION 11. Upon the acceptance of the franchise hereby granted and the payment of the aforesaid purchase price thereof, the grantee shall stand discharged from any and all claims of the city for the use of the streets by grantee prior to the taking effect of said franchise.

SECTION 12. The grantee shall accept the franchise hereby granted and pay to the city the aforesaid sum of two hundred thousand dollars (\$200,000) within thirty days after this ordinance becomes effective, and after the Board of Supervisors shall, by resolution, so declare and, in writing, request acceptance of the franchise by the grantee and payment of said sum of two hundred thousand dollars (\$200,000) to the city. If the grantee shall fail to file its acceptance with the Clerk of the Board of Supervisors and pay said two hundred thousand dollars (\$200,000) to the city, within the aforesaid time, or such additional time as may be allowed by the Board of Supervisors, the franchise hereby granted shall be ipso facto void and no longer of effect.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

### Adopted

The following recommendations of Public Buildings, Lands and City Planning Committee were taken up:

**Fixing Date for Hearing of Appeal, Northeasterly Corner of Potrero Avenue and Mariposa Street.**

(Series of 1939)

Resolution No. 693, as follows:

Resolved, that the time for hearing the appeal from the decision of the City Planning Commission, denying application to rezone from Second Residential District to Commercial District, property located at the northeasterly corner of Potrero Avenue and Mariposa Street, is hereby set for Monday, December 11, 1939, at 2 o'clock P. M.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Fixing Date for Hearing Appeal, Southeast Corner of Potrero Avenue and Mariposa Street.**

(Series of 1939)

Resolution No. 694, as follows:

Resolved, that the time for hearing the appeal from the decision of the City Planning Commission, denying application to rezone from



Second Residential District to Commercial District, property located at the southeast corner of Potrero Avenue and Mariposa Street, is hereby set for Monday, December 11, 1939, at 2 o'clock P. M.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,  
BILLS AND COMMUNICATIONS NOT CONSIDERED OR  
REPORTED UPON BY A COMMITTEE.**

**Adopted**

**In Memoriam, William J. O'Neill**

(Series of 1939)

Supervisor Ratto presented Resolution No. 696, as follows:

Whereas, Almighty God has summoned William J. O'Neill to his eternal reward, and

Whereas, The attributes which were those of our Willie O'Neill, both through natural endowment and cultivation on his own part, caused him to stand out among his fellowmen as one really loved and thoroughly respected, and

Whereas, During the appalling shock which comes to us as a result of the irreparable loss of Willie O'Neill, some slight consolation is afforded us through recollection of his simple dignity; his happy disposition; his concern for the welfare of others; his high ideals and his desire, unstintingly to give of his time and his efforts in the service of others, and

Whereas, It is with truly grieving hearts that this Board witnesses the departure from its midst of one whom its members had come to admire greatly and to trust implicitly—Willie O'Neill; now, therefore, be it

Resolved, That this Board of Supervisors observes with deepest regret the untimely passing of our Willie O'Neill and takes this opportunity to express to his sorrowing widow and family, expressions of heartfelt sympathy for their great loss; and, be it

Further Resolved, That when this Board adjourns this day, it does so out of reverent respect to the memory of Willie O'Neill; and, be it

Further Resolved, That a copy of this resolution be sent to the bereaved widow of the late Willie O'Neill.

*Unanimously adopted by rising vote.*

Before the adoption of the foregoing Resolution, Supervisors Colman, McSheehy and Ratto paid tribute to William J. (Willie) O'Neill, for his sterling character, his cheerful disposition, his ready assistance and his unquestioned loyalty to all his many friends, and expressed their own feeling of personal loss as well as that of all "Willie's" many friends and associates.

On motion by Supervisor McSheehy all members of the Board, who could possibly do so, were requested to attend the funeral, machines for which were authorized to be provided.



**Authorizing Temporary Transfers of Public Funds by Treasurer  
Pending Receipt of Second Installment of Taxes, Fiscal Year  
1939-1940.**

(Series of 1939)

The Finance Committee presented Resolution No. 695, as follows:

Authorizing temporary transfers of public funds by Treasurer pending receipt of Second Installment of Taxes, Fiscal Year 1939-1940.

Resolved, That pursuant to the provisions of Section 31 of Article IV of the Constitution of the State of California, the Treasurer of the City and County of San Francisco be and he is hereby authorized and directed to make after the 1st day of January, 1940, such temporary transfers from funds in his custody as may be necessary for meeting the obligations incurred for the maintenance of the City and County functions of said City and County of San Francisco, from the 1st day of January, 1940, until the second installment of taxes for the fiscal year 1939-1940 are collected, or are delinquent; that such temporary transfers of said funds shall not exceed eighty-five per cent (85%) of the second installment of taxes to accrue to the City and County for said fiscal year, and said sums so transferred shall be replaced to the funds from which the same were transferred on or before June 30, 1940, and before any other obligation of the said City and County is met from such taxes.

Recommended by the Controller.

Recommended by the Treasurer.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Appointment of Citizens' Committee by the Mayor to Cooperate  
in Taking Census**

(Series of 1939)

Supervisor Mead presented for Supervisor McGowan Resolution No. 697, as follows:

Whereas, The new federal census will be taken in San Francisco early in 1940, and

Whereas, It is vital to the economic growth and development of the city and to the welfare of the citizens of San Francisco that a true census be taken and every resident enumerated, and

Whereas, Every assistance should be rendered to the census officials and enumerators by the various business, labor, civic and other organizations in San Francisco, and by our police and fire departments and Board of Education and other branches of the city government, and

Whereas, The official 1940 census will be the basis for the reapportionment of San Francisco's state legislative and congressional representation, and affect allocation of federal and state funds to the city and county of San Francisco, and also affect the city's status in the consideration of public projects and enterprises; now, therefore

Be It Resolved, That the Board of Supervisors of the City and County of San Francisco respectfully requests his Honor, Mayor Angelo J. Rossi, to appoint a Citizens' Committee to cooperate with the

Federal Government and census officials in order to obtain the most efficient census of the population of San Francisco.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Amending San Francisco Municipal Code by Repealing Sections 84, 85, 100, 101, 102, 103, 105, 111, 114, 117, 133, 148, 155 and 156 of Article 2, of Part III, of Said Code.**

(Series of 1939)

Supervisor Mead presented Bill No....., Ordinance No....., as follows:

Amending San Francisco Municipal Code by repealing Sections 84, 85, 100, 101, 102, 103, 105, 111, 114, 117, 133, 148, 155 and 156 of Article 2, of Part III, of said Code.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Sections 84, 85, 100, 101, 102, 103, 105, 111, 114, 117, 133, 148, 155, 156 of Article 2, of Part III, of the Municipal Code are hereby repealed.

*Referred to Finance Committee.*

#### **Operation of Buses from Colma to Twin Peaks Tunnel**

Mr. H. S. Foley, Carmen's Union representative, in reply to question of information by Supervisor Mead as to the terms of permit, if any, and the condition under which Daly City was operating buses from the southern line of Daly City to the entrance of Twin Peaks Tunnel, stated he knew nothing of the conditions under which bus service was being operated and requested that the Clerk endeavor to obtain complete information thereon.

No objection being voiced, the Clerk was instructed to obtain the required information.

#### **Courtrooms of Newly Appointed Superior Court Judges**

Mr. A. D. Wilder, Director of Public Works, in reply to question by Supervisor Ratto, announced that work was progressing in the preparation of court rooms for newly appointed Superior Court Judges, but that he would check up the matter and get the desired information in greater detail.

#### **Congratulating Dr. J. C. Geiger for Honors Bestowed on Him for His Work in the Field of Botulism**

Supervisor Schmidt called attention to honor recently bestowed on Dr. J. C. Geiger, Director of Public Health, for his achievement, in company with three other outstanding doctors, in research of and eradication of the prevalent and fatal botulism which had so threatened the entire canning industry, not only of California and the nation, but of the whole world, and moved that the Board go on

record in congratulating Dr. Geiger for the award bestowed on him for work done in the field of botullism.

*Motion unanimously carried.*

Dr. Geiger responded briefly to remarks by Supervisor Schmidt, and thanked the Board for its action.

#### **Trees and Shrubs at Treasure Island**

Supervisor Schmidt reminded the Board that in March, 1937, he had introduced a resolution relative to the moving of trees and shrubs from McLaren Park to the site of the Exposition, and suggested that some sort of variation of that resolution be presented and considered by the Board, as a special order of business, at its next meeting.

However, at the request of Supervisor Colman, the proposal was referred to the Committee on Education, Parks and Recreation.

#### **Report on Aquatic Park Lease**

Supervisor Uhl renewed his request made several weeks ago, that the Clerk obtain from the Park Commission a report on the Aquatic Park Lease.

#### **Return of Loan to Housing Authority**

Supervisor Uhl announced that there still remained \$16,573.77 of the amount loaned to the Housing Authority of San Francisco, still unpaid and requested that the Clerk obtain from the Housing Authority a statement as to the correctness of that amount, and when the City and County might expect its return.

#### **Use of Elephant Trains in Golden Gate Park and Along the Great Highway**

Supervisor Uhl requested that the Clerk communicate with the owners of Elephant Trains, on Treasure Island, or with the Park Commission and ascertain if those trains could be secured for operation through the park and along the Great Highway.

Referred to Education, Parks and Recreation Committee.

#### **ADJOURNMENT**

There being no further business, the Board, at the hour of 4:25 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors, December 11, 1939.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,  
City and County of San Francisco.



Vol. 34

No. 52

SAN FRANCISCO  
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Monday, December 11, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco



Franklin Typesetting Corporation  
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# JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

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MONDAY, DECEMBER 11, 1939, 2 P. M.

In Board of Supervisors, San Francisco, Monday, December 11, 1939,  
2 P. M.

The Board of Supervisors met in regular session.

## CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Ronco-  
vieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

Quorum present.

Supervisor Mead presiding.

Supervisor Brown on leave of absence.

Supervisors McGowan and Shannon excused because of illness.

## APPROVAL OF JOURNAL

The Journal of Proceedings of the Meeting of December 4, 1939 was considered read and approved.

## SPECIAL ORDER—2:00 P. M.

Appeals against assessments for costs and expenses of improvement on east one-half of Douglass Street between Twenty-seventh Street and Duncan Street, and certain other streets, by construction of sidewalks, by M. Bertolino, as described in Declaration of Intention, Order No. 10274, of March 31, 1939.

*December 11, 1939—Action postponed to December 18, 1939, at 2 P. M.*

## SPECIAL ORDER—2:00 P. M.

Hearing of Appeal, South Side of Quesada Avenue 125 Feet East of Ingalls Street.

Resolved, that the decision of the City Planning Commission by its Resolution No. 2068, dated October 19, 1939, denying application to rezone from First Residential District to Second Residential District, property located at the south side of Quesada Avenue, commencing at a point 125 feet easterly from Ingalls Street, and running thence easterly 25 feet, is herby disapproved.

*December 4, 1939—Consideration postponed until December 11, 1939 at 2 P. M.*

### Privilege of the Floor

Mr. George Collins, Attorney representing the appellant; Mr. Stephan Piper and Mr. Barizon urged the requested rezoning.

Mr. Louis Johnson, Attorney, represented opposition to the rezoning.

Mr. Mark Jorgensen presented the views of the City Planning Commission.

### In Hands of the Board

All citizens present and so desiring having been heard, the matter was taken into the hands of the Board.

### Explanation of Vote

Supervisor Colman, in explaining his vote stated that while he usually sustained the City Planning Commission, that he was familiar in this particular case and he could see no harm in granting requested rezoning. The people in the vicinity could not be harmed by so doing, nor need the proposed rezoning be a precedent unless the City Planning Commission and the Board of Supervisors desire it to be. For those reasons he would vote to disapprove the action of the City Planning Commission.

### Refused Adoption

Thereupon, the following resolution, presented by the Public Buildings, Lands and City Planning Committee, was taken up:

**Disapproving Decision of City Planning Commission Denying Application to Rezone from First Residential District to Second Residential District, Property Located at the Southerly Side of Quesada Avenue Easterly from Ingalls Street.**

(Series of 1939)

Resolution No....., as follows:

Resolved, that the decision of the City Planning Commission by its Resolution No. 2068 dated October 19, 1939, denying application to rezone from First Residential District to Second Residential District, property located at the southerly side of Quesada Avenue easterly from Ingalls Street, is hereby disapproved.

*Refused Adoption* by the following vote:

Ayes: Supervisors Colman, Mead, Meyer, Ratto, Roncovieri, Uhl—6.

Noes: Supervisors McSheehy, Schmidt—2.

Absent: Supervisors Brown, McGowan, Shannon—3.

### SPECIAL ORDER—2:00 P. M.

#### Hearing of Appeal, Rezoning of Southeast Corner of Potrero Avenue and Mariposa Street

Appeal from the decision of the City Planning Commission by its Resolution No. 2098 dated November 16, 1939, denying application to rezone from Second Residential District to Commercial District, property located at the southeasterly corner of Potrero Avenue and Mariposa Street.

### Privilege of the Floor

Mr. Fred Moran, Attorney representing the applicant, explained at length the reasons for the above requested rezoning of property at the southeast corner of Potrero Avenue and Mariposa Street, and requested that the decision of the City Planning Commission, denying application for the requested rezoning, be disapproved.

Mr. Jorgensen, representing the City Planning Commission, informed the Board as to the reasons for the action of that Commission.

**Adopted**

Thereupon, the following resolution, presented by the Public Buildings, Lands and City Planning Committee, was taken up:

**Disapproving Decision of City Planning Commission Denying Application to Rezone from Second Residential District to Commercial District, Property Located at the Southeast Corner of Potrero Avenue and Mariposa Street.**

(Series of 1939)

Resolution No. 700, as follows:

Resolved, that the appeal from the decision of the City Planning Commission, by its Resolution No. 2098, dated November 16, 1939, denying application to rezone from Second Residential District to Commercial District, property located at the southeast corner of Potrero and Mariposa Street, is hereby disapproved.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**SPECIAL ORDER 2:00 P. M.****Hearing of Appeal, Rezoning of Northeast Corner of Potrero Avenue and Mariposa Street**

Appeal from the decision of the City Planning Commission by its Resolution No. 2098 dated November 16, 1939, denying application to rezone from Second Residential District to Commercial District, property located at the northeasterly corner of Potrero Avenue and Mariposa Street.

**Adopted**

Arguments supporting the request for the foregoing rezoning, having been presented during the discussion of the matter immediately preceding, both properties being under the same ownership and in the same immediate neighborhood, the following resolution presented by the Public Buildings, Lands and City Planning Committee was taken up without further discussion.

**Disapproving Decision of City Planning Commission Denying Application to Rezone from Second Residential District to Commercial District, Property Located at the Northeast Corner of Potrero Avenue and Mariposa Street.**

(Series of 1939)

Resolution No. 698, as follows:

Resolved, that the decision of the City Planning Commission by its Resolution No. 2099, dated November 16, 1939, denying application to rezone from Second Residential District to Commercial District, property located at the northeast corner of Potrero Avenue and Mariposa Street, is hereby disapproved.

*Adopted by the following vote.*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**SPECIAL ORDER—2:30 P. M.****Report on Stop and Go Signals**

Mr. Ralph Wiley, Department of Electricity, on motion by Supervisor Uhl, invited to appear before the Board to discuss the matter of "Stop" and "Go" signals.

*December 11, 1939—Action Postponed until December 18, 1939, at 2:30 P. M. because of Mr. Wiley's absence from the city.*

**Final Passage****UNFINISHED BUSINESS**

The following recommendation of Finance Committee, heretofore passed for Second Reading, was taken up:

**Appropriation of \$4,000 for Supplies in Hetch Hetchy Operative Fund to Provide Funds for Pending Litigation Involving the Raising of O'Shaughnessy Dam.**

(Series of 1939)

Bill No. 427, Ordinance No. 411, as follows:

Authorizing an appropriation of \$4,000 out of surplus existing in the Hetch Hetchy Power Operative Fund to the credit of Appropriation No. 968.269.00 to provide funds for pending litigation involving the raising of the O'Shaughnessy Dam.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$4,000 is hereby appropriated out of surplus existing in the Hetch Hetchy Power Operative Fund to the credit of Appropriation No. 968.269.00 to provide funds for pending litigation involving the raising of O'Shaughnessy Dam.

Recommended by the Manager of Utilities.

Approved as to Funds Available by the Controller.

Approved as to form by the City Attorney.

Approved by the Mayor.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

The following recommendation of Streets Committee, heretofore passed for Second Reading, was taken up:

**Amending Paragraph (b), Section 78, Chapter XI, Part II, of the San Francisco Municipal Code, "Standing for Loading Only in Certain Places," by Prohibiting the Occupancy of Public Bus Stands by Vehicles Other Than Those Authorized to Occupy Said Stands.**

(Series of 1939)

Bill No. 431, Ordinance No. 412, as follows:

An Ordinance amending paragraph (b), Section 78, Chapter XI, Part II, of the San Francisco Municipal Code, "Standing for loading only in certain places," by prohibiting the occupancy of public bus stands by vehicles other than those authorized to occupy said stands.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Paragraph (b), Section 78, Chapter XI, Part II, of the San Francisco Municipal Code, the title of which is recited above, is hereby amended to read as follows:

Sec. 78. (b) It shall be unlawful for any operator of a vehicle to stand said vehicle in a duly established taxicab or public bus stand; provided, however, that this provision shall not apply to the operator of duly licensed taxicabs or public buses, authorized to occupy said stands.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Ronco-  
vieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

## NEW BUSINESS

### Adopted

The following recommendation of Finance Committee was taken up:

### Authorizing Sale of \$164,000 Hospital Bonds, 1938, December 26, 1939

(Series of 1939)

Resolution No. 701, as follows:

Resolved, that the Clerk of the Board of Supervisors is hereby directed to advertise in the official newspaper, a notice of sale that, on the 26th day of December, 1939, the Board of Supervisors will receive sealed proposals up to the hour of 3:00 p.m. on said date, for the purchase of:

\$164,000 Hospital Bonds 1938, dated January 1, 1938.

Said lots of bonds are comprised of 20 bonds of \$1,000 denomination maturing each year from 1941 to 1944 inclusive and 21 bonds of \$1,000 denomination maturing each year from 1945 to 1948 inclusive bearing interest at a rate or rates not exceeding six per centum per annum, as shall be named by the bidder, and the bidder or bidders shall specify in their bids the interest rates desired not exceeding six per centum per annum. Interest on said bonds will be payable semi-annually July 1 and January 1.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Ronco-  
vieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

### Authorizing Sale of \$577,000 School Bonds, 1938, December 26, 1939

(Series of 1939)

Resolution No. 702, as follows:

Resolved, that the Clerk of the Board of Supervisors is hereby directed to advertise in the official newspaper, a notice of sale that,

on the 26th day of December, 1939, the Board of Supervisors will receive sealed proposals up to the hour of 3:00 p.m. on said date, for the purchase of:

\$577,000 School Bonds 1938, dated December 1, 1938.

Said lots of bonds are comprised of 64 bonds of \$1,000 denomination maturing each year from 1940 to 1947 inclusive, and 65 bonds of \$1,000 denomination maturing 1948, bearing interest at a rate or rates not exceeding six per centum per annum, as shall be named by the bidder, and the bidder or bidders shall specify in their bids the interest rates desired not exceeding six per centum per annum. Interest on said bonds will be payable semi-annually June 1 and December 1.

Approved as to form by the City Attorney.

Approved as to Funds Available by the Controller.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Ronco-  
vieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

### Refund of Erroneous Payments of Taxes

(Series of 1939)

Resolution No. 703, as follows:

Resolved, That the following amounts be and they are hereby author-  
ized to be paid to the following, being refunds of erroneous payments  
of taxes, to-wit:

From Duplicate Tax Fund—Appropriation 005

- |  |         |
|--|---------|
| 1. Chas. A. Meinert, per Vol. 17, Bill 2236, Lot 2, Block 2359 |         |
| Both Installments, Fiscal Year 1938-1939.....                  | \$20.20 |
| From Duplicate Tax Fund—Appropriation 905                      |         |
| 2. Samuel Rhine, per Vol. 4, Page 70, Line 17, Unsecured       |         |
| Personal Property Tax, Fiscal Year 1938.....                   | 2.51    |

*Adopted* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Ronco-  
vieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

### Release of Lien Filed Re Indigent Relief—Louis Page Eaton

(Series of 1939)

Resolution No. 704, as follows:

Whereas, Notices of Aid have been recorded in this county pursuant  
to Ordinance No. 18.013, *Finally Passed* by the Board of Supervisors  
on August 3, 1936 and approved by the Mayor on August 4, 1936; and

Whereas, the filing of such Notices created a lien on the property  
of the recipients of such aid; and

Whereas, the recipients of such aid, on payment of the debt secured  
by such lien, are entitled to receive a release thereof; and

Whereas, a lien has been placed by the Board of Supervisors of the  
City and County of San Francisco, on recommendation of the Public  
Welfare Department, against the property described as follows:

Property of Louis Page Eaton, recorded October 26, 1939, on Page



71, Volume 3525, Official Records of the City and County of San Francisco.

Now, therefore, be it resolved, that upon receipt of Thirty-three and 65/100 (\$33.65) Dollars, to be paid as full consideration for the release of the lien, David A. Barry, Clerk of the Board of Supervisors, is hereby authorized to execute and deliver on behalf of and in the name of said Board, a release of such lien.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Resolution Authorizing Subordination of Lien Securing Aid Furnished to an Indigent Person to a Renewal of an Existing Mortgage or Deed of Trust.**

(Series of 1939)

Resolution No. 705, as follows:

Resolution authorizing subordination of lien securing aid furnished to an indigent person to a renewal of an existing mortgage or deed of trust.

Whereas, an instrument executed by the Public Welfare Department was recorded in the office of the Recorder of the City and County of San Francisco, State of California, on August 1, 1939, in Book 3477 of Official Records at page 388, which said instrument created a lien in favor of City and County of San Francisco, State of California, described as:

Commencing at a point on the westerly line of Florida Street distant thereon 65 feet southerly from the southerly line of 25th Street; running thence southerly and along said line of Florida Street 25 feet; thence at a right angle westerly 75 feet; thence at a right angle northerly 25 feet; thence at a right angle easterly 75 feet; to the point of commencement. Being a part of Mission Block No. 179.

Whereas, said lien is subject and subordinate to the lien or charge upon said land of a deed of trust given to secure the payment of Nineteen Hundred Dollars (\$1900.00) and other obligations; and

Whereas, it is necessary at this time for the obligations secured by said deed of trust to be renewed to avoid foreclosure; and

Whereas, said obligations cannot be renewed unless the lien created by the instrument recorded as aforesaid is subordinated to the lien or charge upon said land of the deed of trust to be given as security for such renewal; and

Whereas, such subordination is necessary for the protection and preservation of said lien in favor of City and County of San Francisco.

Now, Therefore, be it Resolved that the Public Welfare Commission be and it is hereby instructed to execute such instrument as may be required to effect such subordination.

Approved as to Form by the City Attorney.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

### Passage for Second Reading

The following recommendations of the Finance Committee were taken up:

**Appropriating \$78,000 Out of Surplus Existing in the Special Gas Tax Street Improvement Fund to the Credit of the Following Appropriations and for the Purpose Cited and in the Amounts Indicated.**

(Series of 1939)

Bill No. 433, Ordinance No....., as follows:

Appropriating \$78,000 out of surplus existing in the special gas tax street improvement fund to the credit of the following appropriations and for the purposes cited and in the amounts indicated.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$78,000 is hereby appropriated and set aside out of the surplus existing in the Special Gas Tax Street Improvement Fund—Appropriation 977,900.00 to the credit of the following appropriations and for the purposes cited:

Appropri.	Street	Description	Amount
977.935.00	O'Shaughnessy Blvd. Portola—Bosworth	Grade, curbs, pavement..	\$ 9,000
977.977.00	Junipero Serra Blvd. Stonecrest—19th Ave.	Right of way, west side Park Areas.....	15,000
977.977.00	Junipero Serra Blvd. Holloway—Shields	Right of way, east side Park Areas.....	5,420
977.978.00	Polk St. Turk—Post	Widen and reconstruct....	8,400
977.979.00	Fourth St. Market—Townsend	Widen and reconstruct....	23,860
977.980.00	Post St. Scott—Webster	Widen and reconstruct....	9,320
977.960.00	Market St. and Clayton St.	Relocate safety zone.....	7,000
Total.....			\$78,000

Approved by the Chief Administrative Officer.

Recommended by the Director of Public Works.

Approved as to Funds Available by the Controller.

Approved as to form by the City Attorney.

Approved by the Mayor.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Ronco-  
vieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Authorizing Conveyance of Certain Land On Francisco Street to Thomas King in Exchange for Certain Other Land On Bush Street Required for the Redding School.**

(Series of 1939)

Bill No. 434, Ordinance No....., as follows:

Authorizing conveyance of certain land on Francisco Street to

Thomas King in exchange for certain other land on Bush Street required for the Redding School.

Be it ordained by the People of the City and County of San Francisco, as follows:

SECTION 1. Pursuant to Section 92 of the Charter and in accordance with the recommendation of the Board of Education, the Director of Property in lieu of sale is hereby authorized and directed to arrange for trading certain land hereinafter described as Parcel "A" to Thomas King in exchange for other land hereinafter described as Parcel "B," which parcels are situated in the City and County of San Francisco, State of California.

SECTION 2. Said Parcel "A" is that certain tract of land described in Ordinance No. 12.172214, Bill No. 1407, approved by the Mayor of San Francisco on August 17, 1937, which parcel was proposed to be sold under the provisions of said Ordinance No. 12.172214.

SECTION 3. Said Parcel "B" is described as follows:

Commencing at a point on the northerly line of Bush Street, distant thereon 155 feet westerly from the westerly line of Larkin Street; running thence westerly along the northerly line of Bush Street 111 feet; thence at a right angle northerly 120 feet to a point on the southerly line of Austin Street; thence at a right angle easterly along last named line 111 feet; thence at a right angle southerly 120 feet to the point of commencement.

SECTION 4. The Director of Property has made an appraisal of said real property and estimates the value of Parcel "A" to be equal to the value of Parcel "B."

SECTION 5. The Mayor and the Clerk of the Board of Supervisors in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute the necessary deed for the conveyance of Parcel "A" to Thomas King, or his assignee. The Director of Property shall deliver said deed to the Grantee upon receipt of the necessary deed to Parcel "B" and shall record the latter deed.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

#### **Amending San Francisco Municipal Code by Repealing Various Sections of Article 2, Part III, of Said Code—License Ordinance.**

At the request of Supervisor Roncovieri the following copy of a communication from him, to Mr. Hartley F. Peart, President, Bar Association of San Francisco, is hereby inserted in the Journal of Proceedings.

COPY

December 6, 1939.

Mr. Hartley F. Peart, President  
Bar Association of San Francisco  
Mills Tower  
San Francisco, Calif.

Dear Mr. Peart:

In reply to your telegram requesting the immediate repeal of the existing license tax ordinance, I wish to say that I am not at this time opposed to your aims, which I understand to be relief from the collec-

tion of taxes for the past three years plus the penalty of twenty-five per cent. If, however, your objective is to completely do away with a license tax ordinance for the future, then I shall be opposed to the repeal of the present ordinance. If the only way to relieve the delinquents is by means of the repeal of the existing ordinance, I shall not oppose that, provided, however, that a fair and equitable ordinance will be ready for enactment, *before* the existing one is repealed.

I express myself frankly to you in this matter, and trust that I may receive from your group an equally frank reply regarding the question of a new substitute ordinance to be enacted immediately after the existing license tax ordinance shall have been repealed.

Is it the intention of your group to oppose any license tax ordinance for revenue, regardless of how fair it may be in its application to the various professions, etc.? If it is not your intention to oppose or to call a referendum on a fair and equitable license tax ordinance for revenue, I would then ask the members of your group to make such recommendations as you would deem fair in connection with amendments to or modifications of the present ordinance.

No harm can come to anyone involved while the substitute ordinance is being drafted, since the Tax Collector has been instructed by our Chief Administrative Officer, Mr. Alfred J. Cleary, to delay action in the matter of collecting delinquencies.

In justification of a license ordinance for San Francisco, I wish to state that the existing ordinance, if not interfered with, will mean a future annual reduction of not less than ten cents in the tax rate. This ten-cent reduction will benefit approximately 125,000 real and personal property taxpayers who now carry almost the entire burden of taxation. License ordinances of a much more substantial nature in some respects exist in Los Angeles, Oakland and other cities in California and throughout the nation. And lastly, we must not forget that many who, under this ordinance, are obligated to pay licenses in San Francisco, reside elsewhere and contribute nothing to San Francisco's governmental support.

I assure you that as Chairman of the committee that will consider this matter, I will welcome for study your suggestions for any changes, modifications or amendments to the existing ordinance. There is no reason why we cannot have a meeting of minds in this matter.

Trusting that I may have the benefit of your cooperation, I remain

Very respectfully yours,

ALFRED RONCOVIERI

Chairman of the Finance Committee,  
Board of Supervisors.

#### Discussion

Mr. Richardson, of the Bureau of Delinquent Revenues, at the request of members of the Board, explained the purport of the proposed legislation, giving the titles of the various sections sought to be repealed but which were, in the proposed legislation referred to merely by numbers.

Supervisor Roncovieri called attention to license fees imposed on people engaged in certain professions, calling attention particularly to attorneys and citing, for example, those attorneys whose annual gross receipts come within the \$40,000 to \$50,000 per year bracket and are, under the present license ordinances, subject to a license fee tax of but \$37.50 per quarter.

Mr. Richardson, in commenting on statement by Supervisor Roncovieri, stated that the large majority of attorneys are in the low income brackets, and, including penalties would be subject to a license fee tax for the past three years, under the present ordinance, of \$45.

The City Attorney, in answer to question by Supervisor Uhl, advised the Board that the penalties imposed by the present ordinances could not be waived, leaving those subject to payment of license fee taxes subject only to the tax. The only relief would be by the repeal of the various sections of the license fee ordinances.

The City Attorney, replying to Supervisor Colman who suggested the repeal of the present license fee ordinances to be followed by their immediate reenactment expressed doubt as to whether that could be done. He advised the Board that citizens should be accorded a hearing on any proposed license ordinance before its enactment.

Mr. William L. Merryman, representing various groups affected by the present license ordinances, in answer to inquiry by Supervisor Uhl, stated that he could not speak with any authority as to the attitude of his people with respect to reenactment of license ordinances, but that he was calling a meeting for Friday, December 15, 1939, at which the matter would be placed before them.

Mr. R. J. O'Rourke, representing Property Owners League, opposed the repeal of the present license ordinances and the consequent loss to the city of license fees and penalties collectible thereunder. He questioned the right of the Chief Administrative Officer to order the Tax Collector not to proceed with the collection of license fees and penalties due under the present ordinance and stated that his group were contemplating taking action against city officials should the license ordinances be repealed.

Mr. Alfred Del Carlo, representing the Retail Cleaners Union, requested that the Section of the License Ordinance imposing a license fee on cleaning and dyeing offices be included with those sections proposed to be repealed.

Mrs. Rose Walker, speaking for herself, was opposed to the proposed repeal of the various sections of the License Ordinance, and stated that while she was not authorized to speak for her organization, the Southern Council of Civic Clubs, she believed that organization would, after the proposal had been considered by it, be likewise opposed.

Mr. George Baker, representing the Citizens Voters Unity Council, expressed the opposition of his organization to the proposed legislation.

Mr. Charles Christin and Mr. George Gearhardt also opposed the repeal of the Sections of the license ordinance referred to in the proposed legislation. Mr. Christin, however, stated that although he was opposed to the proposed repeal, he did favor the thought that any penalties incurred be not collected.

Mr. A. V. Revello, speaking for the barbers, urged that the Section of the Ordinance referring to them be included among those sections proposed to be repealed.

Supervisor Ratto proposed amendments to the Ordinance as presented, to provide for the repeal of various additional sections of the License Code—which he subsequently withdrew.

The Chief Administrative Officer, Mr. Alfred J. Cleary, in urging that the proposed legislation be enacted, stated that he did not believe that the Board should impose on professional men of San Francisco these three years' back taxes, together with the penalties thereon, since they were not responsible for those accumulations. Any action with respect to enacting another license ordinance would be the business of the Board, and he would not transgress on the time of the Board, or advise the Board in the matter unless he were requested so to do. However, he did feel it to be most unjust to impose the back taxes and the penalties accrued under the present legislation, and he believed that every member of the Board felt the same way. For that reason he had directed the Tax Collector to do nothing toward making collections until he gave the word to proceed. However, unless the Board repealed the present ordinances, as proposed, he would have to

give instructions to proceed with the collection of amounts due thereunder. That, he did not wish to do.

Mr. Cleary, continuing, and in answer to request by Supervisor McSheehy that further consideration be postponed for two weeks, stated that he had taken a grave responsibility on himself in ordering that collections be not undertaken immediately. The Controller had requested that collection of the disputed license revenue fees be resumed. Mr. Cleary said further that he had been advised that in taking the action that he did, he might be transgressing his rights as a city official. He could not longer withhold his order to the Tax Collector to proceed with collections, nor would he, unless the Board passed for second reading the proposed legislation. He could no longer bear the onus of instructing the Tax Collector not to collect taxes unless he was sustained by the Board in such action.

Supervisor Schmidt, speaking to Supervisor McSheehy's request for postponement of action, called attention to the fact that Passage for Second Reading did not mean any commitment as to any future action or vote when the matter would again be before the Board for Final Passage. His vote on final passage of the ordinance would not necessarily be the same as his vote on passage for second reading.

Supervisor Colman, in support of enactment of the proposed legislation stated that because the overwhelming majority of the people who would be relieved of the payment of back taxes and accrued penalties were those in the lower income brackets and would be the hardest burdened if they were compelled to pay such taxes, the Board should repeal the present license fee ordinance as requested. Such repeal would be in the interest of people whom the Board represents. It is most unfair, continued Supervisor Colman, to compel the payment of these taxes after telling the people they need not be paid, and the taxpayers, under the circumstances, would not suffer should the Board support the Chief Administrative Officer and accede to his request. He urged the enactment of the proposed ordinance.

Supervisor McSheehy, after being assured by the Chief Administrative Officer that it was his intention, should the proposed ordinance not be enacted, to instruct the Tax Collector immediately (Tuesday morning, December 12, 1939) to proceed with the collection of license fee taxes, announced his intention to vote "No" on the proposed ordinance on Passage for Second Reading. He did not believe the ordinance to be legal, or properly written. He considered that more time should be given for study of an ordinance of such great importance, and he urged the Board not to approve the proposed legislation until after more time had been allowed for its study.

Supervisor Uhl, in explaining his vote stated that he was particularly influenced by the matter of penalties, but inasmuch as Mr. Merryman had stated that he was calling a meeting of this group during the week for consideration of a new ordinance to take the place of the present one, and that because the repeal of the present ordinances was the only way by which the people affected could be relieved of the taxes and the penalties imposed thereby, he would vote in favor of repeal, reserving, however, the right to change his vote when the matter came before the Board for Final Passage.

Supervisor Ratto announced that the explanation as made by Supervisor Uhl also expressed his views.

Supervisor Mead stated that he believed the explanations as made expressed the views of all members of the Board.

Supervisor Roncovieri explained his vote as follows:

"I am voting 'aye' on the question of passage to second reading of the ordinance repealing certain sections of the license code for the sole purpose of correcting an injustice by relieving those who innocently have become delinquent in the payment of their license taxes under



the misapprehension that the decision of the Superior Court, declaring that the City had not the right to license for revenue, was the law, and because of the further fact that certain city officials gave advice to stop all collections of licenses for revenue.

"I desire the record to show, that while I am voting in favor of repeal of these sections, I am doing so on the basis of a statement made by the City Attorney to the effect that repeal is the only manner by which the delinquents may be relieved of their obligation to pay the accrued license taxes and penalties. I also understand that my vote in this matter will not render me liable to the charge of malfeasance in office nor make me and my bondsmen subject to monetary liability.

"In addition, I wish to make the following stipulation, which I desire most emphatically to be clearly understood, viz.:—If, at the time when the repeal of these sections of the license code shall be before this Board on final passage, there is not prepared and ready for consideration by the Board a satisfactory ordinance of similar import, proposing the imposition of licenses for revenue, then and in that event I shall resist final passage of the ordinance repealing the sections now being considered, and I shall vote an emphatic 'no' on the question of Final Passage."

#### Passage for Second Reading

Thereupon, the following recommendation of the Finance Committee was acted on as follows:

**Amending San Francisco Municipal Code, Concerning License Taxes, by Repealing Sections 84, 85, 87, 89, 101, 103, 104, 105, 107, 114, 117, 124, 142, 144, 148, 151, 157, 186, 187, 188, 189, 190 and 191 of Article 2 of Part III of Said Code.**

(Series of 1939)

Bill No. 440, Ordinance No....., as follows:

Amending San Francisco Municipal Code, concerning License Taxes, by repealing Sections 84, 85, 87, 89, 101, 103, 104, 105, 107, 114, 117, 124, 142, 144, 148, 151, 157, 186, 187, 188, 189, 190 and 191 of Article 2, of Part III of said code.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Sections 84, 85, 87, 89, 101, 102, 103, 104, 105, 107, 114, 117, 124, 142, 144, 148, 151, 157, 186, 187, 188, 189, 190 and 191 of Article 2, of Part III of the Municipal Code are hereby repealed.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—7.

No: Supervisor McSheehy—1.

Absent: Supervisors Brown, McGowan, Shannon—3.

#### Consideration Postponed

The following recommendations of the Finance Committee were taken up:

**Appropriation \$4975 From Emergency Reserve Fund to Enable Compliance With Recently Effective Provision of State Law re Illegal Parking of Vehicles.**

(Series of 1939)

Bill No. 435, Ordinance No....., as follows:

Authorizing an appropriation of \$4,975 out of the Emergency Reserve Fund to the credit of the Municipal Court for the purpose of

providing funds for the employment for one month of 2 Alphabetical Key Punch Operators, 3 General Clerk-Typists, and 3 General Clerks, and for the purchase of necessary supplies, etc. in order to comply with the provisions of State Law, effective September 19, 1939 relative to the illegal parking of vehicles; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

SECTION 1. The sum of \$4,975 is hereby appropriated and set aside out of the Emergency Reserve Fund to the credit of the appropriations listed below for the employment for one month of 2 Alphabetical Key Punch Operators, 3 general Clerk-Typists, and 3 General Clerks, and for the purchase of necessary supplies, etc. in order to comply with the provisions of state law, effective September 19, 1939, relative to the illegal parking of vehicles:

Appropriation No. 920.102.01—Temporary Salaries .....	\$1,240
Appropriation No. 920.200.01—Contractual Services .....	2,105
Appropriation No. 920.300.01—Materials and Supplies.....	1,100
Appropriation No. 920.400.01—Equipment .....	530
Total.....	<u>\$4,975</u>

SECTION 2. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists as immediate action is necessary in order to comply with provisions imposed by State Law.

Recommended by the Clerk of the Municipal Court.

Approved by the Presiding Judge of the Municipal Court.

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

Approved by the Mayor.

*December 11, 1939.—Consideration postponed until December 18, 1939.*

### Consideration Postponed

#### An Ordinance Amending Section 23 of Ordinance 186 by Adding Item 13.2 Thereto, An Emergency Ordinance (Series of 1939)

Bill No. 436, Ordinance No....., as follows:

An ordinance amending Section 23 of Ordinance 186 by adding Item 13.2 thereto, an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

SECTION 1. Section 23 of Ordinance 186 is hereby amended to read as follows:

#### Section 23. MUNICIPAL COURT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	12		Judges .....	\$625
2	1	B85	Jury Commissioner, Municipal Court.....	450
3	12	B152	Court Room Clerk.....	210
4	1	B154	Criminal Law Clerk.....	200
5	1	B156	Senior Criminal Law Clerk.....	250
6	4	B160	Civil Law Clerk.....	200

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
7	4	B164	Senior Civil Law Clerk.....	265
8	1	B165	Cashier, Municipal Court.....	300
9	1	B170	Chief Assistant Clerk, Municipal Court.....	300
10	1	B172	Clerk of Municipal Court.....	500
11	1	B234	Head Clerk.....	220
12	1	B222	General Clerk.....	200
13	2	B222	General Clerk.....	175
13.1	1	B222	General Clerk.....	155
13.2		B310a	Tabulating Alphabetic Key Punch Operator as needed.....	155
14	4	B420	Phonographic Reporter, \$12.50 per day, plus transcriptions.....	
16	4	B512	General Clerk-Typist.....	175
17	10	B512	General Clerk-Typist.....	155

SECTION 2. The Board of Supervisors by its vote hereon does hereby declare that an actual emergency exists by reason of the fact that authority must be given for the immediate temporary employment of a Tabulating Alphabetic Key Punch Operator in the Traffic Fines Bureau of the Municipal Court, in order to insure the uninterrupted operation of that department, and this ordinance shall take effect immediately.

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*December 11, 1939—Consideration postponed until December 18, 1939.*

### Adopted

The following recommendations of the Streets Committee were taken up:

**Accepting Declaration of Easement for Public Utility Services  
From Anglo-California Bank, North of Robin Hood Drive and  
East of Lansdale Avenue.**

(Series of 1939)

Resolution No. 706, as follows:

Resolved, In accordance with the recommendation of the Department of Public Works, that the City and County of San Francisco accept that certain declaration of easement from the Anglo-California Bank of San Francisco, dated the 29th day of November, 1939, necessary for the installation of public utility services north of Robin Hood Drive and east of Lansdale Avenue.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Closing and Abandoning Portions of Ortega Avenue Between  
Mount Vernon and Ottawa Avenues**

(Series of 1939)

Resolution No. 707, as follows:

Whereas, On the 16th day of October, 1939, the Supervisors of the City and County of San Francisco duly and regularly passed Resolution No. 590 (Series of 1939), which resolution was presented to His

Honor the Mayor for his approval and was duly and regularly approved by the Mayor of the City and County of San Francisco on the 19th day of October, 1939; said resolution being in words and figures as follows:

INTENTION TO CLOSE AND ABANDON PORTIONS OF OTEGA AVENUE BETWEEN MT. VERNON AND OTTAWA AVENUES

(Series of 1939)

RESOLUTION No. 590

Resolved, That the public interest requires that the certain following described portions of Otega Avenue, lying between Mount Vernon Avenue and Ottawa Avenue, be closed and abandoned; and be it

Further Resolved, That it is the intention of the Board of Supervisors to close and abandon all those portions of Otega Avenue more particularly described as follows, to-wit:

PARCEL 1

Commencing at the point of intersection of the southwesterly line of Mount Vernon Avenue with the northwesterly line of Otega Avenue; thence southwesterly along said northwesterly line, 160 feet; thence at right angles southeasterly, 35 feet; thence at right angles northeasterly, 160 feet to said southwesterly line of Mount Vernon Avenue; thence at right angles northwesterly, along last mentioned line, 35 feet to said northwesterly line of Otega Avenue and point of commencement.

PARCEL 2

Commencing at the point of intersection of the southwesterly line of Mount Vernon Avenue and the southeasterly line of Otega Avenue; thence southwesterly, along said southeasterly line, 160 feet; thence at right angles northwesterly, 15 feet; thence at right angles northeasterly, 160 feet to said southwesterly line of Mount Vernon Avenue; thence at right angles southeasterly, along last mentioned line, 15 feet to said southeasterly line of Otega Avenue and point of commencement.

PARCEL 3

Commencing at a point on the northwesterly line of Otega Avenue, distant thereon 210 feet southwesterly from the southwesterly line of Mount Vernon Avenue; thence southwesterly, along said northwesterly line, 113.672 feet to the northeasterly line of Ottawa Avenue; thence deflecting  $71^{\circ} 02' 55''$  to the left and running southeasterly, along last mentioned line, 5.736 feet; thence easterly along the arc of a curve to the right, tangent to a line deflected  $50^{\circ} 50' 00''$  to the left from the preceding course, radius 38 feet, central angle  $46^{\circ} 22' 06''$ , a distance of 30.753 feet to a point on a line 35 feet at right angles southeasterly from and parallel with said northwesterly line of Otega Avenue; thence northeasterly, along said parallel line, 111.010 feet to a point thereon 210 feet at right angles southwesterly from said southwesterly line of Mount Vernon Avenue; thence at right angles northwesterly, 35 feet to said northwesterly line of Otega Avenue and point of commencement.

PARCEL 4

Commencing at a point on the southeasterly line of Otega Avenue, distant thereon 210 feet southwesterly from the southwesterly line of Mount Vernon Avenue; thence southwesterly, along said southeasterly line, 129.869 feet; thence northerly, along the arc of a curve to the right, tangent to a line deflected  $135^{\circ} 20' 10''$  to the right from the preceding course, radius 40 feet, central angle  $8^{\circ} 28' 45''$ , a distance of 5.920 feet; thence northwesterly along the arc of a curve to the left, tangent to the preceding curve, radius 38 feet, central angle  $22^{\circ} 55' 53''$ , a distance of 15.209 feet to a point on a line 15 feet at right angles northwesterly from and parallel with said southeasterly line of Otega Avenue; thence northeasterly along said parallel line, 115.189 feet to a

point thereon 210 feet at right angles southwesterly from said southwesterly line of Mount Vernon Avenue; thence at right angles southeasterly, 15 feet to said southeasterly line of Otega Avenue and point of commencement.

Said closing and abandonment of said portions of Otega Avenue shall be done and made in the manner and in accordance with the provisions of Section 107 of the Charter of the City and County of San Francisco, and the General Laws of the State of California; and be it

Further Resolved, That the damage, cost, and expense of said closing and abandonment be paid out of the revenue of the City and County of San Francisco.

And the Clerk of this Board is hereby directed to transmit to the Department of Public Works a certified copy of this resolution, and the Department of Public Works is hereby directed to give notice of said portions of Otega Avenue in the manner provided by law, and to cause notice to be published in the official newspaper as required by law.

*Adopted*—Board of Supervisors, San Francisco, Oct. 16, 1939.

Ayes: Supervisors Brown, Colman, McGowan, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Shannon, Uhl.

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY, Clerk.

Approved, San Francisco, Oct. 19, 1939.

ANGELO J. ROSSI, Mayor.

And Whereas, The Clerk of the Supervisors of the City and County of San Francisco did transmit to the Department of Public Works of the City and County of San Francisco a certified copy of said resolution and the said Department of Public Works did, upon receipt of said resolution, cause to be posted in the manner and as required by law, notices of the passage of said resolution and did also cause in the manner and as required by law, a notice similar in substance to be published for a period of ten days in the official newspaper of the City and County of San Francisco, and

Whereas, The public interest and convenience requires said improvement to be done as specifically described in Resolution No. 590 (Series of 1939), and

Whereas, The Supervisors have acquired jurisdiction to order that the portions of Otega Avenue, between Mt. Vernon and Ottawa Avenues, described in Resolution No. 590 (Series of 1939), be closed and abandoned; now, therefore, be it

Resolved, That it be ordered and it is hereby ordered, that the portions of Otega Avenue, between Mt. Vernon and Ottawa Avenues, specifically described and proposed in said Resolution No. 590 (Series of 1939), be closed and abandoned; and be it

Further Resolved, That the entire damages, costs and expenses of closing said portions of said streets described in Resolution No. 590 (Series of 1939), shall be paid out of the revenues of the City and County of San Francisco as proposed and provided in Resolution No. 590 (Series of 1939); and be it

Further Resolved, That the said closing and abandonment of said portions of said street described in Resolution No. 590 (Series of 1939), shall be done in the manner and in accordance with the provisions of Section 107 of the Charter of the City and County of San Francisco, and the General Laws of the State of California; and be it

Further Resolved, That the Clerk of this Board transmit a certified copy of this resolution to the Department of Public Works and that

the Department of Public Works be instructed to proceed thereafter as required by law, and the Clerk is hereby directed to advertise this resolution in the official newspaper as required by law.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Closing and Abandoning Portion of York Street Between Southerly Line of 17th Street and Northerly Line of Mariposa Street**  
(Series of 1939)

Resolution No. 708, as follows:

Whereas, On the 20th day of November, 1939, the Supervisors of the City and County of San Francisco duly and regularly passed Resolution No. 652 (Series of 1939), which resolution was presented to His Honor the Mayor for his approval and was duly and regularly approved by the Mayor of the City and County of San Francisco on the 22nd day of November, 1939; said resolution being in words and figures as follows:

**Intention to Close and Abandon Portion of York Street**  
(Series of 1939)

Resolution No. 652, as follows:

Resolved, That the public interest requires that the certain following described portion of York Street be closed and abandoned; and be it

Further Resolved, That it is the intention of the Board of Supervisors to close and abandon all that portion of York Street more particularly described as follows, to-wit:

All that portion of York Street lying between the southerly line of Seventeenth Street and the northerly line of Mariposa Street.

Said closing and abandonment of said portion of York Street shall be done and made in the manner and in accordance with the provisions of Section 107 of the Charter of the City and County of San Francisco, and the General Laws of the State of California; and be it

Further Resolved, That the damage, cost, and expense of said closing and abandonment be paid out of the revenue of the City and County of San Francisco.

And the Clerk of this Board is hereby directed to transmit to the Department of Public Works a certified copy of this resolution, and the Department of Public Works is hereby directed to give notice of said contemplated closing and abandonment of said portion of York Street in the manner provided by law, and to cause notice to be published in the official newspaper as required by law.

Adopted—Board of Supervisors, San Francisco, Nov. 20, 1939.

Ayes: Supervisors Brown, McGowan, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl.

Absent: Supervisors: Colman, McSheehy, Shannon.

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco.

David A. Barry  
Clerk

Approved, San Francisco, Nov. 22, 1939.

Angelo J. Rossi  
Mayor



And whereas, The Clerk of the Supervisors of the City and County of San Francisco did transmit to the Department of Public Works of the City and County of San Francisco a certified copy of said resolution and the said Department of Public Works did, upon receipt of said resolution, cause to be posted in the manner and as required by law, notices of the passage of said resolution and did also cause in the manner and as required by law, a notice similar in substance to be published for a period of ten days in the official newspaper of the City and County of San Francisco, and

Whereas, The public interest and convenience requires said improvement to be done as specifically described in Resolution No. 652 (Series of 1939), and

Whereas, The Supervisors have acquired jurisdiction to order that portion of York Street, between the southerly line of Seventeenth Street and the northerly line of Mariposa Street, described and proposed in Resolution No. 652 (Series of 1939), be closed and abandoned; now, therefore, be it

Resolved, That it be ordered and it is hereby ordered, that the portion of York Street, between the southerly line of Seventeenth Street and the northerly line of Mariposa Street, specifically described and proposed in said Resolution No. 652 (Series of 1939), be closed and abandoned; and be it

Further resolved, That the entire damages, costs and expenses of closing said portions of said street described in Resolution No. 652 (Series of 1939), shall be paid out of the revenues of the City and County of San Francisco as proposed and provided in Resolution No. 652 (Series of 1939); and be it

Further resolved, That the said closing and abandonment of said portion of said street described in Resolution No. 652 (Series of 1939), shall be done in the manner and in accordance with the provisions of Section 107 of the Charter of the City and County of San Francisco, and the General Laws of the State of California; and be it

Further resolved, That the Clerk of this Board transmit a certified copy of this resolution to the Department of Public Works and that the Department of Public Works be instructed to proceed thereafter as required by law, and the Clerk is hereby directed to advertise this resolution in the official newspaper as required by law.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

### Passage for Second Reading

The following recommendations of the Streets Committee were taken up:

#### Ordering the Improvement of 47th Avenue Between Lawton and Moraga Streets

(Series of 1939)

Bill No. 437, Ordinance No. ...., as follows:

Ordering the Performance of Certain Street Work to Be Done in the City and County of San Francisco, Approving and Adopting Specifications Therefor, Describing and Approving the Assessment District, and Authorizing the Director of Public Works to Enter Into Contract for Doing the Same.

Be it ordained by the People of the City and County of San Francisco, as follows:

SECTION 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors November 22, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of Forty-seventh Avenue between Lawton and Moraga Streets by grading to the official line and sub-grade, and by the construction of the following:

Item No.	Item
1.	Grading (Excavation)
2.	6-inch V. C. P. side sewers
3.	Unarmored Concrete Curb
4.	Asphalt-concrete pavement, consisting of a 6-inch Class "F" concrete base and a 2-inch asphaltic concrete wearing surface
5.	Water Services

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated, and numbered respectively as:

Lot 1 of Block 1897, and lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 20-A of Block 1896, all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above-mentioned improvement.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Ordering the Improvement of Newcomb Avenue Between Jennings and Ingalls Streets; Ingalls Street Between Newcomb and Oakdale Avenues; Crossings of Ingalls Street With Oakdale Avenue and Newcomb Avenue.**

(Series of 1939)

Bill No. 438, Ordinance No....., as follows:

Ordering the Performance of Certain Street Work to Be Done in the City and County of San Francisco, Approving and Adopting Specifica-

tions Therefor, Describing and Approving the Assessment District, and Authorizing the Director of Public Works to Enter Into Contract for Doing the Same.

Be it ordained by the People of the City and County of San Francisco, as follows:

SECTION 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors December 5, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of Newcomb Avenue between Jennings and Ingalls Streets, and Ingalls Street between Newcomb and Oakdale Avenues, including the crossings of Newcomb and Oakdale Avenues, by the construction of a sewer and appurtenances, consisting of the following items:

Item No.	Item
1	8-inch V. C. P. Sewer.
2	12-inch V. C. P. Sewer.
3	Brick Manholes, complete.
4	6-inch V. C. P. Side Sewers.
5	8x6-inch "Y" Branches.
6	12x6-inch "Y" Branches.

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated and numbered respectively as:

Lots 2, 3, 4, 5, 5A, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17 of Block 4704;

Lots 6, 7, 8, 9 and 9-A of Block 4705;

Lots 1, 2, 3, 4, 5, 10-A, 11, 12, 13, 14, 15 and 16 of Block 4729;

Lots 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26 and 27 of Block 4728;

Lots 1, 1-A, 16, 17 and 18 of Block 4732, and

Lots 10, 11, 12, 13, 13-A and 13-B of Block 4733,

all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above-mentioned improvement.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Repealing Bill No. 353, Ordinance No. 343 (Series of 1939), Ordering the Improvement of Lawton Street Between 46th and 47th Avenues; and the Crossings of Lawton Street With 46th and 47th Avenues, and the Necessary Conform Work East of 46th Avenue.**

(Series of 1939)

Bill No. 439, Ordinance No. ...., as follows:

Repealing Bill No. 353, Ordinance No. 343 (Series of 1939), entitled "Ordering the Performance of Certain Street Work to Be Done in the City and County of San Francisco, Approving and Adopting Specifications Therefor, Describing and Approving the Assessment District, and Authorizing the Director of Public Works to Enter Into Contract for Doing the Same," in effect November 16, 1939, ordering the improvement of Lawton Street between 46th and 47th Avenues; and crossings of Lawton Street with 46th and 47th Avenues, and necessary conform work east of 46th Avenue.

Be it ordained by the People of the City and County of San Francisco, as follows:

SECTION 1. Bill No. 353, Ordinance No. 343 (Series of 1939), the title of which is recited above, ordering the improvement of Lawton Street, between 46th and 47th Avenues; and the Crossings of Lawton Street with 46th and 47th Avenues, and the necessary conform work east of 46th Avenue, is hereby repealed.

*Passed for second reading by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

### **Adopted**

The following recommendation of Public Buildings, Lands and City Planning Committee was taken up:

**Establishing Building Set-Back Lines, 16th Avenue, Commencing At Ortega Street and Running Thence Northerly 555 Feet**

(Series of 1939)

Resolution No. 709, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2118, passed December 7, 1939, reading as follows:

Resolved, That subject to the approval of the Board of Supervisors, in accordance with Section 117 of the Charter, the following building set-back lines be, and the same are hereby approved, and established:

Along the easterly side of 16th Avenue, commencing at Ortega Street and running thence northerly 555 feet, set-back line to be 15 feet; thence northerly 10 feet, no set-back line; thence northerly 26 feet, set-back line to be 9 feet; thence northerly 30 feet, set-back line to be 6 feet; thence northerly 30 feet, set-back line to be 3 feet, is hereby approved.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Adopted**

The following recommendation of His Honor the Mayor was taken up:

**Leave of Absence, Honorable Philip L. Bush**

(Series of 1939)

Resolution No. 710, as follows:

Resolved, That in accordance with recommendation of his Honor, the Mayor, Honorable Philip L. Bush, Member of the Board of Education, be granted a leave of absence for the period, Friday, December 22, 1939, to Wednesday, January 3, 1940, with permission to leave the state.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,  
BILLS AND COMMUNICATIONS NOT CONSIDERED OR  
REPORTED UPON BY A COMMITTEE.****Adopted**

The following recommendations of His Honor, the Mayor, were taken up:

**Leave of Absence—Commissioner Ruth Cravath Wakefield, Member Art Commission**

(Series of 1939)

Resolution No. 714, as follows:

Resolved, That in accordance with the recommendation of his Honor the Mayor, Commissioner Ruth Cravath Wakefield, a member of the Art Commission, is hereby granted a leave of absence for a period of thirty days, commencing December 16, 1939, with permission to leave the State.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Leave of Absence—Honorable Arthur M. Brown, Jr., Member of Board of Supervisors**

(Series of 1939)

Resolution No. 711, as follows:

Resolved, That in accordance with the recommendation of his Honor the Mayor, Honorable Arthur M. Brown, Jr., a member of the Board of Supervisors, is hereby granted a leave of absence for a period of ten days, commencing December 11, 1939, with permission to leave the State.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Authorizing the Coordinating Council of the City and County of San Francisco to Acquire Membership in Certain Organizations and Authorizing the Payment of Fees for Said Memberships from the Funds of the Coordinating Council.**

(Series of 1939)

Bill No. 441, Ordinance No....., as follows:

Authorizing the Coordinating Council of the City and County of San Francisco to acquire membership in certain organizations and authorizing the payment of fees for said memberships from the funds of the Coordinating Council.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Coordinating Council of the City and County of San Francisco is hereby authorized to acquire and maintain membership in the following organizations:

(a) California Conference of Social Work at the cost of \$10.00 per annum;

(b) Coordinating Councils, Inc., at the cost of \$10.00 per annum.

The said amounts to be paid from any moneys under the jurisdiction of said Coordinating Council of the City and County of San Francisco which are available therefor.

*Passed for second reading* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Amendments of and Additions to the S. F. Municipal Code Relating to Sidewalk Flower-Vending Stands.**

(Series of 1939)

Supervisor Colman presented Bill No. ...., Ordinance No. ...., as follows:

An ordinance amending the title of Article 5 of Chapter X, Part II, San Francisco Municipal Code, the Table of Contents of said Article 5, Sections 155, 156, 157, 158, 159 and 160 of said Article 5, and adding Sections 161, 162, 163, 164 and 165 of said Article 5, designating certain locations for sidewalk flower-vending stands; providing for investigation and inspection necessary to the issuance of permits; authorizing the adoption and enforcement of rules and regulations; providing for the consent of property owners and the revocation thereof; establishing conditions and restrictions; providing for the filing of applications and the contents thereof; directing action upon applications for permits; providing for investigation of application and consent and locations; providing for granting priority in the issuance of a permit; establishing the proceedings on issuance of permit; providing for a license fee and the issuance of a license; declaring no peddler's license fee required; and providing a penalty.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The title of Article 5 of Chapter X, Part II, San Francisco Municipal Code, is hereby amended to read as follows:



### Sidewalk Flower-Vending Stands

Section 2. The Table of Contents of said Article 5 is hereby amended to read as follows:

- Sec. 155. Designation of locations.
- Sec. 156. Investigation and inspection—Rules and regulations.
- Sec. 157. Consent of property owner—Revocation of consent.
- Sec. 158. Conditions and restrictions.
- Sec. 159. Future establishment—Application for permit.
- Sec. 160. Existing establishment—Application for permit.
- Sec. 161. Application to be acted upon within ten days.
- Sec. 162. Proceedings on receipt of application.
- Sec. 163. Issuance of permit—Priority.
- Sec. 164. Proceedings on issuance of Permit. License fee. Issuance of license—No peddler's license required.
- Sec. 165. Penalty.

Section 3. Section 155 of said Article 5 is hereby amended to read as follows:

**Sec. 155. Designation of Locations.** The Department of Public Works is hereby authorized and empowered to issue permits for the maintenance of sidewalk flower-vending stands within the following designated areas, upon the sidewalks of the City and County of San Francisco:

(a) On the east sidewalk of Kearney Street, within 100 feet north of the northerly line of Geary Street.

(b) On the west sidewalk of Kearney Street, within 100 feet north of the northerly line of Geary Street.

(c) On the west sidewalk of Grant Avenue within 100 feet south of the southerly line of Geary Street.

(d) On the east sidewalk of Grant Avenue within 100 feet south of the southerly line of Geary Street.

(e) On the west sidewalk of Grant Avenue within 100 feet north of the northerly line of Geary Street.

(f) On the east sidewalk of Grant Avenue within 100 feet south of the southerly line of Post Street.

(g) On the west sidewalk of Stockton Street within 100 feet north of the northerly line of Ellis Street.

(h) On the east sidewalk of Stockton Street within 100 feet south of the southerly line of O'Farrell Street.

(i) On the west sidewalk of Powell Street within 100 feet south of the southerly line of Ellis Street.

(j) On the west sidewalk of Powell Street within 100 feet north of the northerly line of Eddy Street.

(k) On the south sidewalk of O'Farrell Street within 100 feet west of the westerly line of Grant Avenue.

(l) On the east sidewalk of Fifth Street within 100 feet south of the southerly line of Market Street.

(m) On the west sidewalk of Fifth Street within 100 feet south of the southerly line of Market Street.

(n) On the east sidewalk of Jones Street within 100 feet ..... of the ..... line of McAllister Street.

(o) On the north sidewalk of Market Street within 100 feet ..... of the ..... line of California Street.

(p) On the south sidewalk of Market Street in front of the location 1179 Market Street.

Section 4. Section 156 of said Article 5 is hereby amended to read as follows:

**Sec. 156. Investigation and Inspection—Rules and Regulations.** The Department of Public Works shall make all investigations and inspections necessary to the issuance of permits provided for in this Article and shall have the power and authority to adopt and enforce such rules and regulations necessary to the proper conduct of said flower-vending stands, as shall be consistent with or in furtherance of the conditions and restrictions imposed by the provisions of this Article.

Section 5. Section 157 of said Article 5 is hereby amended to read as follows:

**Sec. 157. Consent of Property Owners—Revocation of Consent.** The issuance of a permit to conduct a sidewalk flower-vending stand shall be subject to the prior written consent thereto given by the occupant, tenant or owner of the ground floor store, shop or office facing the location at which the applicant proposes to maintain said flower-vending stand and filed with the Department of Public Works with the application, provided that the existing written consent of such occupant, tenant or owner to the present maintenance of such a stand, heretofore filed with the Department of Public Works, shall be deemed a consent to the issuance of the permit therefor. The foregoing consent may be revoked by the person consenting by written notice of such revocation filed with the Department of Public Works.

Section 6. Section 158 of said Article 5 is hereby amended to read as follows:

**Sec. 158. Conditions and Restrictions.** The maintenance of sidewalk flower-vending stands by the persons granted permits under the provisions of this Article shall be subject to the following conditions and restrictions:

(a) No permanent stands of any kind shall be erected on the sidewalks of said locations;

(b) The design and construction of all flower-vending stands hereafter placed at the locations designated in Section 155 of this Article, shall be subject to the approval of the Department of Public Works. No stand shall extend more than 42 inches from the curbing of the street, nor shall it cover an area of more than 40 square feet;

(c) Not more than one (1) flower-vending stand shall be permitted to operate at any one of the locations designated in Section 155 of this Article.

(d) No more than three (3) persons shall at any given time be engaged or employed in displaying or selling flowers at any stand for which a permit has been issued and the license fee provided for in this Article has been paid;

(e) Only cut flowers, evergreens, Christmas decorations, and corsages shall be displayed or sold at said stands, and no display, sale or orders for the sale or delivery of floral displays, potted plants or shrubs shall be made, taken, received or solicited, at said stands, or by the owners or operators thereof;

(f) No rubbish or cuttings shall be deposited in any public waste container;

(g) All cut flowers, evergreens and appliances used by said vendors shall be removed, or stored in said stands, not later than 12:00 o'clock midnight of each day, and the sidewalk surrounding each stand shall be swept free of rubbish, cuttings or debris resulting from the operation of the stand.

Section 7. Section 159 of said Article 5 is hereby amended to read as follows:

**Sec. 159. Future Establishment—Application for Permit.** Every person desiring to establish, conduct or operate a sidewalk flower-vending stand at any of the locations designated in Section 155 of this Article shall make application for a permit so to do to the Department of Public Works on forms provided by the Department of Public Works.

Each application shall state the names of the individuals employed or engaged or to be employed or engaged with the applicant in displaying or selling flowers at said stand.

Section 8. Section 160 of said Article 5 is hereby amended to read as follows:

**Sec. 160. Existing Establishment—Application for Permit.** Any person engaged in the business of conducting or operating a sidewalk flower-vending stand at any of the locations designated in Section 155 of this Article prior to the effective date of this Article as amended and added to and who desires to continue the conducting or operating of said sidewalk flower-vending stand shall make application for a permit so to do as provided in this Article within thirty (30) days subsequent to the effective date of this Article as amended and added to. Each application shall state the names of the individuals required by Section 159 of this Article.

Section 9. Section 161 is hereby added to said Article 5 to read as follows:

**Sec. 161. Application to be Acted Upon Within Ten Days.** An application for a sidewalk flower-vending stand permit shall be acted upon within ten (10) days after the filing of such application.

Section 10. Section 162 is hereby added to said Article 5 to read as follows:

**Sec. 162. Proceedings on Receipt of Application.** Upon receipt by the Department of Public Works of an application provided for in this Article, the Director of the Department of Public Works shall cause to be investigated the facts as set forth in the application and accompanying written consent provided for in Section 157 of this Article and the location for which the permit is applied for.

Section 11. Section 163 is hereby added to said Article 5 to read as follows:

**Sec. 163. Issuance of Permit—Priority.** Upon the issuing of a permit to the applicant, the permit shall be serially numbered and shall expire on June 30 of the current fiscal year. In first issuing said permits the Department of Public Works shall give priority to the individuals presently operating and maintaining flower-vending stands at the above designated locations under existing permits heretofore issued by said Department. Thereafter, in the issuance of subsequent permits the holder of an existing permit shall be given priority. The permit shall state the names of the individuals required by Section 159 of this Article.

Section 12. Section 164 is hereby added to said Article 5 to read as follows:

**Sec. 164. Proceedings on Issuance of Permit—License Fee—Issuance of License—No Peddlers' License Required.** When any permit is issued under the provisions of this Article, the Director of the Department of Public Works shall cause said permit to be forwarded to the office of the Tax Collector of the City and County of San Francisco for delivery to the permittee upon the payment of the sum of Fifteen and no/100 (\$15.00) Dollars for the quarter of the year within which the license fee is paid. The license shall be renewed by the payment of Fifteen and no/100 (\$15.00) Dollars per quarter for each three (3) months period commencing on the first day of January, April, July and October, respectively. The license fee hereby imposed shall be the only fee charged for the privilege of maintaining a stand or displaying and selling flowers thereat. No peddler's license shall be required of such licensee or of the individuals so named in the permit as issued, which names shall be set forth in the license.

Section 12. Section 165 is hereby added to said Article 5 to read as follows:

**Sec. 165. Penalty.** The permittee of any flower-vending stand who

shall violate any of the restrictions and conditions set forth in Section 158 of this Article, or any rule or regulation of the Department of Public Works adopted in pursuance of the provision of Section 156 of this Article, shall be subject to suspension or revocation of his permit by said Department.

*Referred to Finance Committee.*

### Establishment of Central Tourist Bureau

(Series of 1939)

Supervisor Schmidt presented Resolution No. 712, as follows:

Whereas, Every encouragement should be given to building up the tourist traffic of San Francisco and Northern California; and

Whereas, San Francisco is the natural tourist center of Northern California; and

Whereas, The establishment of a central tourist bureau should prove advantageous to our city, not only from a tourist standpoint, but also assist in establishing more friendly relations with the rural and scenic counties of Northern California; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco go on record respectfully requesting that His Honor, the Mayor, obtain an expression of opinion of the Board of Supervisors of counties of California north of the Tehachapi as to whether these counties would cooperate with the City and County of San Francisco in the establishment of a central tourist bureau in this city to the mutual advantage of all northern counties.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

### Condemning Aggressive Acts Against and Urging Citizens to Lend Moral and Financial Support to Finland

(Series of 1939)

The Clerk presented for Supervisor McGowan Resolution No....., as follows:

Whereas, Little great Finland, one of the nations for which the people of the United States hold the highest regard and the most profound admiration, now finds itself the victim of a vicious and unwarranted onslaught at the hands of a domineering aggressor which, though purporting to be a civilized nation and the instigator of new and improved political and social philosophies, has invoked that rule of barbarism which proclaims that "might is right," and thrown its armed forces at overwhelming odds against an innocent and peace-loving people, whose only offense appears to lie in the geographic location of their country, and

Whereas, Such actions on the part of the aggressor nation are grossly unfair and repugnant to American ideals of decency and fair play, and

Whereas, The people of Finland, fighting valiantly to protect and preserve their integrity as a sovereign state, find themselves sorely in need of financial assistance, and

Whereas, Indignation and revulsion for the cowardly and unjustifiable treatment of Finland have created a spontaneous and almost universal movement looking to her assistance particularly in the matter of finances, and

Whereas, There is a movement in San Francisco the purpose of which is to procure financial contributions for the succor of Finland; now, therefore, be it

Resolved, That this Board of Supervisors, cognizant of the distressing position in which Finland finds itself, takes this opportunity to publicly condemn the activities of the aggressor nation hereinbefore referred to, and exhorts the people of San Francisco to join not only morally, but by the donation of financial assistance to the end that Finland may emerge from the present controversy, which as to her, was wholly unprovoked, victorious and vindicated in the causes of justice and decency; and be it

Further Resolved, That a copy of this resolution be sent to the Consul of Finland.

*Referred to Public Welfare Committee.*

### Committee—Tournament of Roses—January, 1940

(Series of 1939)

Supervisor Ratto presented Resolution No. 713, as follows:

Resolved, That the President of this Board of Supervisors be and he is hereby authorized and requested to appoint a Committee of three members of this Board and the President, to attend and officially represent the City and County of San Francisco at the Tournament of Roses to be held in Pasadena, California, early in January, 1940.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

### Protesting Proposed Reduction of Trans-Bay Train Service

Supervisor Uhl presented a communication from the Civic League of Improvement Clubs protesting the proposed curtailment of transbay train service and urging that the Board take some appropriate action in the matter.

Following a statement by the City Attorney that Messrs. Ellis and Beck, of his office, were working on the matter and that the support of the Board would be appreciated, Supervisor Uhl moved that the Board support the protest against the proposed curtailment.

However, on objection by Supervisor Colman, Supervisor Uhl did not press his motion, but stated he would present a resolution thereon.

### Providing for Notification of Cancellation of Scheduled Committee Meetings

Supervisor Uhl moved that when the Chairman of any committee cancels a scheduled meeting, he notify the Clerk of the Board who will, in turn, notify the members of the Committee.

No objection and so ordered.

### Request for Report on Removal of Bodies from Cemeteries

Supervisor McSheehy requested that the Clerk request a report from the Health Department as to the status of the removal of bodies from the various cemeteries.

No objection and so ordered.

### Painting of Curbs on Polk Street

Supervisor Uhl requested that the curbs at the various corners on Polk Street be painted red, to enable clear spaces for bus stops. The Chief Administrative Officer, who was present, announced that he would check up on the matter and report thereon.

### Invitation to Attend Meeting and Christmas Party of Longfellow-Mt. Vernon Improvement Club

The Clerk presented and read communication from the Longfellow-Mt. Vernon Improvement Club inviting members of the Board to attend a meeting and Christmas party, to be held December 12, 1939, at 5270 Mission Street, at which the organization will honor Mr. William J. Varley who is retiring after thirteen years' service as President of the Club.

Copies of communication to be sent to each member of the Board.

### Abandonment of Calvary Cemetery as Low Cost Housing Site

The Clerk presented and read communication from the Housing Authority of San Francisco, transmitting copy of resolution by that Authority definitely and finally abandoning Calvary Cemetery as a Low Cost Housing site.

On motion by Supervisor Uhl, the Clerk was directed to express to the Housing Authority the appreciation of the Board therefor.

## ADJOURNMENT

There being no further business, the Board, at the hour of 6:35 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors, December 18, 1939.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,  
City and County of San Francisco.



Vol. 34

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No. 53

Monday, December 18, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco



Franklin Typesetting Corporation  
447 Sansome Street, S. F.



# JOURNAL OF PROCEEDINGS

## BOARD OF SUPERVISORS

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Monday, December 18, 1939, 2 P. M.

In Board of Supervisors, San Francisco, Monday, October 16, 1939,  
2 P. M.

The Board of Supervisors met in regular session.

### CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Ronco-  
vieri, Schmidt, Uhl—9.

Absent: Supervisors McGowan, Shannon—2.

Quorum present.

Supervisor Mead presiding.

Supervisors McGowan and Shannon excused because of illness.

### APPROVAL OF JOURNAL

The Journal of Proceedings of the meeting of December 11, 1939,  
was considered read and approved.

### SPECIAL ORDER—2:00 P. M.

Appeals against assessments for costs and expenses of improvement  
on east one-half of Douglass Street between Twenty-seventh Street and  
Duncan Street, and certain other streets, by construction of sidewalks,  
by M. Bertolino, as described in Declaration of Intention, Order No.  
10274, of March 31, 1939.

*December 11, 1939—Action postponed to December 18, 1939, at 2 P. M.*

*No protests being filed, the Clerk was directed so to notify the Depart-  
ment of Public Works.*

### SPECIAL ORDER—2:00 P. M.

Appeals against assessment for costs and expenses of improvement  
on east one-half of Thirty-second Avenue between Moraga and Noriega  
Streets, by paving, etc., by Charles L. Harney, as described in Declara-  
tion of Intention, Order No. 10008 of March 1, 1939.

*No protests being filed, the Clerk was directed so to notify the Depart-  
ment of Public Works.*

## SPECIAL ORDER 2:00 P. M.

Appeals against assessment for costs and expenses of improvement on Thirty-fourth and Thirty-fifth Avenues, between Moraga and Noriega Streets and on Moraga Street between Thirty-fourth and Thirty-fifth Avenues, by paving, etc., by Charles L. Harney, as described in Declaration of Intention, Order No. 9752, of January 20, 1939.

*No protests being filed, the Clerk was directed so to notify the Department of Public Works.*

## SPECIAL ORDER—2:30 P. M.

## Report on Stop and Go Signals

Mr. Ralph Wiley, Department of Electricity, on motion by Supervisor Uhl, invited to appear before the Board to discuss the matter of "Stop" and "Go" signals.

*December 11, 1939—Action Postponed until December 18, 1939, at 2:30 P. M. because of Mr. Wiley's absence from the city.*

## SPECIAL ORDER—2:30 P. M.

Referred by Public Buildings, Lands and City Planning  
Committee Without Recommendation

Amending Section 610 and Section 611, of Article 17, Chapter I, Part II, of The San Francisco Municipal Code, Reclassifying the Seating Capacity of Moving Picture Theatres for Construction or Alteration.

(Series of 1939)

Bill No. 404, Ordinance No....., as follows:

An Ordinance amending Section 610 and Section 611, of Article 17, Chapter I, Part II, of The San Francisco Municipal Code, reclassifying the seating capacity of moving picture theatres for construction or alteration.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 610 and Section 611, of Article 17, Chapter I, Part II, of The San Francisco Municipal Code, are hereby amended to read as follows:

Section 610. *Theatre Construction Required.* All places of amusement hereafter to be constructed, erected or altered wherein moving pictures are exhibited for public entertainment, and where an admission fee is charged, having a seating capacity of *three hundred* (300) or more persons, shall be built and constructed to conform to all laws, conditions and requirements now existing or hereafter to come in force and effect relating to theatres and places where theatrical or operatic performances are given.

Section 611. *Construction.* All such places of amusement hereafter

to be constructed, erected or altered, wherein moving pictures are exhibited for public entertainment, and where an admission fee is charged, having a seating capacity of less than *three hundred* (300) persons, shall be built and constructed in accordance with the following laws, conditions and requirements, to-wit:

(a) All such places of amusements must be and shall only be contained in "Class A," "Class B," or "Class C" buildings.

(b) All such places of amusement not contained in "Class A" or "Class B" buildings must have their interior entirely and throughout lined with sheet metal, or metal lathed and plastered. Brick, tile or concrete walls need not be lathed or plastered.

(c) All aisles in the auditorium having seats on both sides of the same shall not be less than three and one-half ( $3\frac{1}{2}$ ) feet in width when the aisles are sixty (60) feet or less in length and not less than four (4) feet in width when the aisles are more than sixty (60) feet in length. Aisles having seats on one (1) side only shall not be less than two and one-half ( $2\frac{1}{2}$ ) feet in width when the aisles are sixty (60) feet or less in length, and not less than three (3) feet in width when the aisles are more than sixty (60) feet in length.

(d) All seats in the auditorium shall be not less than twenty-nine (29) inches from back to back, measured in a horizontal direction, and firmly secured to the floor. No seat in the auditorium shall have more than six (6) seats intervening between it and an isle. No seat nor stool shall be placed in any aisle.

(e) All such places of amusement having a seating capacity of less than three hundred (300) persons shall be equipped with at least one (1)  $1\frac{1}{2}$ -inch galvanized stand pipe in the middle of one (1) side wall of the auditorium. Said stand pipe shall have a  $1\frac{1}{2}$ -inch direct connection with the street main. Attached to said stand pipe there shall be fifty (50) feet of  $1\frac{1}{2}$ -inch hose, and at the end of such hose there shall be a five eighths ( $5/8$ ) inch play pipe.

(f) There must be in the operator's booth a metal ventilating pipe, not smaller than six (6) inches in diameter, which must extend through an exterior wall or roof of the building, or may be connected to a brick or patent chimney. A window opening directly to the outer air may be used in lieu of the above ventilating pipe.

(g) Openings for picture and operator's view shall not be larger than twelve (12) by twelve (12) inches, and must have gravity doors made of No. 14 B. & S. gauge sheet iron arranged to drop freely in heavy metal grooves on inside of booth. Doors to be held in position (open) by fusible links placed in series with a single strand of cord, so arranged that cord will be suspended directly above film when in place in machine, so that in case of ignition of film the link will fuse or cord will burn and allow gravity doors to drop and close openings. There shall be no opening from the operating booth into any closet, storeroom or blind space, and but one (1) exit door.

(h) All electric wiring must conform to the rules of the national code. The operator's cabinet or picture box must be absolutely fireproof and the picture machine must be operated entirely by hand.

The use of a motor to turn the picture machine is hereby strictly prohibited.

(i) No wooden fixtures, benches or appliances, unless same be metal clad and no other inflammable materials not required for the operating of moving picture machines shall be allowed in the operating room.

(j) All such places of amusement shall have at least one (1) frontage on a street, and in such frontage there shall be at least two (2) exits, each of which is to be at least five (5) feet wide.

In addition to such exits on the street there shall be reserved for service in case of emergency, where the seating capacity is one hundred fifty (150) or less, one (1) exit in the rear; where the seating capacity is greater than one hundred fifty (150) and less than *three hundred* (300), there shall be one exit in the rear and an additional exit in the rear half of the auditorium. Each exit shall not be less than five (5) feet in width.

All exits must open into public streets, public or private alleys or into passageways at least five (5) feet wide communicating directly with the streets. Said passageways must have their interiors lined throughout with sheet metal or be metal lathed and plastered. Exits which lead into five-foot interior passageways must have no doors, but may be hung with curtains or portieres. All doors and exits must open outward and be unfastened at all times during which people are assembled. Every exit shall have over the same in the inside the word "EXIT" painted in legible letters not less than six (6) inches high, with the principal strokes of such letters not less than five-eighths ( $\frac{5}{8}$ ) of an inch in width, and within such exit sign there shall also be a green light on an independent circuit from all other lights in the building. All courts and passageways shall be lighted during the performance.

(k) There shall be aisles of the width hereinbefore specified, extending the entire length of the auditorium to each and every exit opening into said streets or alleys, or passageways; there shall be space of at least ten (10) feet between front tier of seats and screen or stage; cross aisles leading to side exits shall extend from center aisle to said exits. Where exits are at rear, aisles leading to same shall be of the maximum widths herein prescribed, throughout their entire length.

*November 20, 1939—Consideration postponed until November 27, 1939, at 3 P. M. the Board to sit as a Committee of the Whole. On motion by Supervisor Uhl.*

*November 27, 1939—Consideration postponed until December 4, 1939, at 3 P. M., the Board to sit as a Committee of the Whole. On motion by Supervisor Uhl.*

*December 4, 1939—Consideration postponed until December 18, 1939, at 2:30 P. M. the Board to sit as a Committee of the Whole on motion by Supervisor Uhl.*

### Discussion

Supervisor Uhl, immediately after the foregoing bill was called up, explained the intent of the proposed legislation to reduce the maximum seating capacity of all theatres, not constructed of concrete throughout, from 399 seats to 299 seats, and requested the privilege of the floor for all citizens who desired to be heard.

### Proposed Amendments

The Chair announced that he understood that the opponents and the proponents of the proposed legislation were not far apart, and he suggested the following amendments:

In Section 610, 2d line, delete the words "constructed" and "or altered," and to add the following language to the Section: "This ordinance shall not apply to reconstruction, alteration or remodeling of any existing theatres."

In Section 611, Subdivision (g), strike out the words "one (1) exit door," and insert in lieu thereof the words "two (2) operating room doors."

In Section 611, Subdivision (h), after the word "fireproof," strike out the words "and the picture machine must be operated entirely by hand." Also, delete the second paragraph of Subdivision (h), read-



ing "The use of a motor to turn the picture machine is hereby strictly prohibited."

Mr. Gerber, Chief Assistant, Department of Electricity, in discussing the proposed ordinance suggested that in Section 611, Subdivision (h) there be added to the first sentence thereof the words "State Safety Orders and the rules of the Department of Electricity."

#### Motion for Re-reference to Committee

Supervisor Roncovieri, seconded by Supervisor Ratto, moved that the entire matter be re-referred to Committee.

Supervisor Uhl, in discussing the above motion, objected to re-reference to Committee, stating that the real question involved is the reduction of seating capacity in the smaller theatres.

#### Amendment to Motion

Thereupon, Supervisor McSheehy, seconded by Supervisor Uhl, moved that the Board resolve itself into a Committee of the Whole.

#### Objection to Amendment

Supervisor Colman, in voicing his objection to the amendment to the motion stated that it seemed to him that the Board should continue its orderly conduct of its business by the Committee plan. The Board should be given the benefit of a committee recommendation. The matter should go back to committee. For that reason he would vote against the Board resolving itself into a Committee of the Whole.

Supervisors Brown and Roncovieri also expressed objection to the motion.

#### Motion Carried

Thereupon, the roll was called and the motion that the Board resolve itself into a Committee of the Whole carried by the following vote:

Ayes: Supervisors McSheehy, Mead, Meyer, Schmidt, Uhl—5.

Noes: Supervisors Brown, Colman, Ratto, Roncovieri—4.

Absent: Supervisors McGowan, Shannon—2.

#### Supervisor Mead to Act as Chairman

On motion by Supervisor McSheehy, no objection being offered, Supervisor Mead was appointed to act as Chairman of the Committee of the Whole.

#### Privilege of the Floor

Mr. Alfred Graziani, Attorney, representing Bridge Theatres, Inc., objected to the proposed ordinance, holding that under the terms of the ordinance it would be economically impossible to operate small neighborhood theatres. His clients would willingly abide by any safety provisions, but did object to the proposed reduction of seating capacity. His only objection to the proposed ordinance was the reduction from the present permissible 399 seating capacity to 299.

Mr. George Allen also opposed passage of the proposed ordinance.

Mr. L. S. Hamm, representing San Francisco Theatre Owners Chamber of Commerce, California Theatre Owners Association, Golden Gate Theatre and Realty Corporation and a number of independent theatre owners; Mr. R. A. McNeill, theatre owner; Mrs. Rose Walker, representing Southern Council of Civic Clubs; Mabel Erickson, representing Longfellow Improvement Club; Mrs. Claverly, of the Visitacion Valley district, and Mr. Edward Kenny, favored the enactment of the proposed legislation.

Mr. Frank Kelly, Chief of the Bureau of Fire Prevention, explained the present provision which permits the erection of theatres of seating capacity of less than 400 people, outside the fire limits, of frame

construction. Within the fire limits such theatres must be of Class A, B or C construction. His chief concern was that all theatres, within or outside the fire limits, must be of Class A, B or C construction. He offered no objection, though, to a seating capacity of 399 instead of 299 as proposed in the legislation under consideration. In answer to question by Supervisor Schmidt, Mr. Kelly stated that he did feel that theatres of 400 seating capacity, or more, should be of Class A construction.

Mr. Graziani made no objection to the proposed requirement that the small theatres be of Class C construction. He expressed a willingness to comply with any safety measures required under the proposed ordinance. His concern was with the requiring Class A construction for smaller theatres, which, he held, would render their operation economically impossible.

#### Consideration of Proposed Legislation Taken into the Hands of the Board

On motion by Supervisor McSheehy, no objection being raised, the entire matter was taken into the hands of the Board.

#### Committee of the Whole Rise and Reports

Thereupon, Supervisor Brown moved that the Committee of the Whole Rise and Report to the Board.

Supervisor McSheehy objected, stating that members of the Board, sitting as a Committee of the Whole, had not been heard. However, he did not press his objection and the Chair declared the motion carried.

Supervisor Brown, seconded by Supervisor Colman, moved that the figures and words "three hundred (300)" wherever they appeared in the proposed legislation, be changed to read "four hundred (400)."

In discussing the reason for proposing such amendment, Supervisor Brown stated that with such change it would be permissible to erect theatres of Class A, B or C construction with a seating capacity not to exceed 399. Fire Marshal Kelly had signified that such construction would be satisfactory to him and to his department. The attorney representing the proponents of the ordinance as presented, providing for a maximum seating capacity of 299, Class C construction had agreed to the proposed amendment. Supervisor Brown did not believe further restrictions to be either necessary or feasible.

Supervisor Schmidt expressed opposition to the proposed amendment, and urged that Class A construction be required for all theatres, regardless of their seating capacity.

Supervisor Colman, in supporting the amendment, stated he did so because it would bring everybody together and, in his opinion, there had been no reason advanced why the amendment should not carry. The opinion of experts in the matter guided him to that conclusion. There was, he held, no greater hazard with 399 people than with 299 people, provided the theatre was of class A, B or C construction, in or outside the fire limits. He had heard no one advance any reason for reduction in the permissible number of seats for Class C constructed theatres.

Supervisor Uhl, after questioning Mr. McNeill about his Noe Theatre, and others, their seating capacity and their admission charges, agreed with Supervisor Schmidt's views, and moved, as an amendment to the amendment, that Section 611, Subdivision (a) be amended by striking out the words "Class B, or Class C buildings," thus providing that all theatres should be of Class A construction.

### Point of Order

Supervisor Brown raised the point of order that Supervisor Uhl's motion was out of order, because it was on an entirely different subject from his motion, and consequently had no bearing thereon. The proper procedure would be to dispose of his motion before considering the motion by Supervisor Uhl.

Thereupon, the chair ruled the motion by Supervisor Uhl was out of order.

### Appeal from Ruling of the Chair

Supervisor Uhl appealed from the ruling of the Chair.

### Chair Sustained

On Supervisor Colman's placing the appeal, at the request of the Chair, and after brief statements by Supervisor Uhl and by the Chair, the Chair was sustained by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Meyer, Ratto, Roncovieri—6.

Noes: Supervisors Schmidt, Uhl—2.

Excused from voting: Supervisor Mead—1.

Absent: Supervisors McGowan, Shannon—2.

Supervisor Brown, in his closing argument in support of his motion, stated that if the seating capacity of "Class C" theatres should be limited to 299, there could be no more "Class C" constructed theatres. However, with a seating capacity of 399 permitted in "Class C" construction, San Francisco would have new neighborhood theatres, with the new jobs that go along with them. For years San Francisco has been going along on the supposition that 399 seats are all right, and the law now permits 400 seats. Naturally with 299 seats there would not be the hazard as with 399 seats, but the line of demarcation has to be fixed at some point, and for many years it has been set at 399 seats. His amendment merely provided that the permissible seating capacity for "Class C" constructed theatres remain as it has been for many years.

Supervisor Roncovieri, in explaining his vote on the proposed amendment, announced his intention to vote therefor, since it was provided that all theatres must be of Class C construction, either within or outside the fire limits.

### Motion Lost

Thereupon the roll was called and the proposed amendment lost by the following vote:

Ayes: Supervisors Brown, Colman, Ratto, Roncovieri—4.

Noes: Supervisors McSheehy, Mead, Meyer, Schmidt, Uhl—5.

Absent: Supervisors McGowan, Shannon—2.

### Additional Amendments Proposed

Thereupon, Supervisor Uhl, at the suggestion of the Chair, moved that Section 610, second line, be amended by striking out the words "constructed," and "or altered." Motion seconded by Supervisor McSheehy.

Mr. Frank Kelly, chief of the Division of Fire Prevention, objected thereto, stating that if those words were stricken out the Fire Department would have absolutely no control over any alteration of theatres.

Whereupon, Supervisor Mead, announced that in suggesting the amendment for which Supervisor Uhl had moved, he had done so in the belief that same would be satisfactory to all parties concerned, including the Fire Department and the Bureau of Fire Prevention.

Thereupon Supervisor Uhl, with the consent of his second, withdrew his motion.

#### Re-reference to Committee

Supervisor Colman, seconded by Supervisor Roncovieri, moved that the entire matter be referred to committee.

Motion carried by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors McGowan, Shannon—2.

#### Notice of Reconsideration

Reconsideration of vote of October 23, 1939, whereby motion by Supervisor McSheehy, incorporated in his reply to report to Mr. E. G. Cahill, Manager of Utilities, on the subject of water rates, requesting his Honor, the Mayor to prevail upon the Public Utilities Commission to the end that the policy set forth in Resolution No. 542 (Flat Water Rates) may be put into effect, failed.

*November 6, 1939—Action postponed until December 4, 1939.*

*November 27, 1939—Action postponed until December 18, 1939, pursuant to request by Supervisor McSheehy.*

*December 18, 1939—Action postponed until January 22, 1940, at 2:30 P. M.*

#### UNFINISHED BUSINESS

The following recommendation of Finance Committee heretofore passed for Second Reading was taken up.

#### Authorizing Sale of Certain City Owned Lands Near Sunnydale Avenue and Hahn Street

(Series of 1939)

Bill No. 432, Ordinance No.....as follows:

Authorizing sale of certain city owned lands near Sunnydale Avenue and Hahn Street.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Board of Supervisors hereby declare that public interest and necessity demands the sale of all lands owned by the City and County of San Francisco, a municipal corporation, located within the following described area situated in the City and County of San Francisco, State of California:

Commencing at a point on the northeasterly boundary line of the "Blaine, Deering and Samuels Tract" as per map thereof recorded in Map Book "L," pages 26 and 27, in the office of the County Recorder of the City and County of San Francisco, distant thereon 1541.000 feet northwesterly from the northwesterly line of Schwerin Street; running thence northwesterly along said northeasterly boundary line of the "Blaine, Deering and Samuels Tract" and the northwesterly extension thereof 1717.000 feet; thence at a right angle northeasterly 1195.904 feet; thence at a right angle southeasterly 1828.000 feet more or less to a point on the northeasterly extension of the northwesterly line of Hahn Street; thence at a right angle southwesterly along said extended line and the northwesterly line of Hahn Street 542.740 feet; thence southwesterly

along the southwesterly extension of the northwesterly line of Hahn Street 5.042 feet; thence at a right angle northwesterly 110.000 feet; thence at a right angle southwesterly 324.062 feet; thence at a right angle northwesterly 1.000 feet; thence at a right angle southwesterly 324.060 feet to the point of commencement.

Section 2. The lands owned by the City and County of San Francisco, a municipal corporation, included within the above described area shall be offered for sale in accordance with the provisions of Section 92 of the Charter of the City and County of San Francisco.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors McGowan, Shannon—2.

### Final Passage

The following recommendations of Finance and Public Utilities Committee, heretofore passed for Second Reading, were taken up.

### Franchise for the Distribution of Gas for Other than Lighting Purposes.

(Series of 1939)

Bill No. 325, Ordinance No....., as follows:

Ordinance Granting to Pacific Gas and Electric Company, its Successors and Assigns, a Franchise to Introduce Into, Transmit, Distribute and Supply to the City and County of San Francisco and its Inhabitants Gas for Every Use and Purpose to Which it May Be Put, Exclusive of Those Uses and Purposes for Which Gas May Be Now Supplied By Pacific Gas and Electric Company or Hereafter Supplied By its Successors or Assigns Under Section 19 of Article XI of the Constitution of the State of California, as Said Section Existed Prior to Its Amendment on October 10, 1911, and to That End to Lay and Use in the Streets of Said City and County All Pipes and Appurtenances Necessary or Proper Therefor, and Likewise to Use All Gas Pipes and Appurtenances Which are Now in Place or Hereafter May Be Placed in Said Streets.

Be it ordained by the People of the City and County of San Francisco:

SECTION 1. Whenever in this ordinance the words and phrases hereinafter in this section defined are used they shall have the respective meanings assigned to them in the following definitions (unless, in the given instance, the context wherein they are used shall import a different meaning):

(a) The word "grantee" shall mean Pacific Gas and Electric Company, its successors and assigns;

(b) The word "city" shall mean the City and County of San Francisco, a municipal corporation of the State of California, in its present incorporated form or in any later reorganized, consolidated, enlarged or reincorporated form, and shall include annexed territory;

(c) The word "streets" shall mean the public streets, ways, alleys and places as the same now exist or may hereafter exist within said city;

(d) The word "gas" shall mean natural gas and/or manufactured and/or artificial gas, or a mixture of natural gas and/or

manufactured and/or artificial gas, including any gaseous substance usable for heat, power, illumination or fuel purposes;

(e) The phrase "pipes and appurtenances" shall mean pipes, pipelines, mains, services, traps, vents, vaults, manholes, meters, gauges, regulators, valves, conduits, appliances, attachments, appurtenances and any other property located or to be located in, upon, along, across, under or over the streets of the city, and used or useful in introducing, transmitting, distributing and supplying gas as aforesaid;

(f) The phrase "lay and use" shall mean to lay, construct, erect, install, operate, maintain, use, repair or replace;

(g) The phrase "constitutional franchise" shall mean the rights possessed by the grantee under the provisions of Section 19 of article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911.

SECTION 2. There is hereby granted to Pacific Gas and Electric Company, its successors and assigns, a franchise to introduce into, transmit, distribute and supply to the City and County of San Francisco and its inhabitants gas for every use and purpose to which it may be put, exclusive of those uses and purposes for which gas may be now supplied by Pacific Gas and Electric Company or hereafter supplied by its successors or assigns under Section 19 of Article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911, and to that end to lay and use in the streets of said city and county all pipes and appurtenances necessary or proper therefor, and likewise to use all gas pipes and appurtenances which are now in place or hereafter may be placed in said streets.

If the grantee should surrender or otherwise lose any rights under its said constitutional franchise, then the franchise hereby granted shall to the extent of such loss include the right of the grantee to introduce into, transmit, distribute and supply to said city and county and its inhabitants gas for all uses and purposes theretofore covered by said constitutional franchise to the extent of such loss.

SECTION 3. The franchise hereby granted shall be and continue in full force until, with the consent of the Railroad Commission of the State of California, or other lawful authority having jurisdiction in the premises, it shall be voluntarily surrendered or abandoned by the grantee, or until the city by agreement shall purchase or through eminent domain shall condemn and acquire all property actually used and useful in the exercise of said franchise and situate within the territorial limits of the city, or until it shall be forfeited for non-compliance with its terms by the grantee.

SECTION 4. The grantee of said franchise shall annually pay to the city a sum which shall be equivalent to one (1%) per cent of the gross annual receipts of the grantee from the sale of gas within the limits of the city, under both said constitutional franchise and the franchise hereby granted, and whether or not said gas be transmitted or distributed by the grantee for its own account or the account of another. The computation of the amount payable annually by the grantee to the city, hereunder, on the basis of the grantee's receipts under its constitutional franchise, as well as its receipts under the franchise hereby granted, is not intended to be and shall not be deemed to be an assertion by the city or a recognition by the grantee that the city has any authority to tax the grantee's right of enjoyment of its said constitutional franchise, but such basis of computation has been adopted merely as a convenient method for measuring the amount which the grantee should annually pay for the enjoyment of the franchise hereby granted.

SECTION 5. The grantee shall, within three months after the expiration of the calendar year in which the franchise hereby granted shall become effective, and within three months after the expiration of



each and every calendar year thereafter, file with the Clerk of the Board of Supervisors a duly verified statement showing in detail the total gross receipts of grantee during the preceding calendar year from the sale of gas within the limits of the city, as specified in Section 4 hereof, and within fifteen days after the time for filing such statement grantee shall pay to the city in lawful money of the United States the aforesaid percentage of its gross receipts for such calendar year, as shown by such statement, and as specified in Section 4 hereof. The grantee shall keep its accounts in such form as to enable the city, or its duly authorized representatives, to ascertain and check the amounts due the city under said franchise. In the event of any neglect, omission or refusal by the grantee to file such verified statement, or to pay said percentage, at the time and in the manner specified, or within any extension of time granted by the Board of Supervisors or other legislative body of the city, the city may sue in its own name in the manner provided by law without the necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 6. The grantee may charge for gas furnished by it within the limits of the city under the franchise hereby granted such rates only as shall be fixed in accordance with laws now in force or hereafter enacted.

SECTION 7. The grantee shall (a) construct, install and maintain all pipes and appurtenances in conformity with all the lawful ordinances, rules and regulations heretofore or hereafter adopted by the Board of Supervisors, or other legislative body of the city, in the exercise of the police powers of the city; (b) pay to the city on demand the cost of all repairs to public property made necessary by any of the operations of the grantee; (c) indemnify and hold harmless the city and its officers and employees from any and all liability for damages proximately resulting from any operations under the franchise hereby granted; (d) remove or relocate without expense to the city any facilities installed, used and maintained under the franchise hereby granted, if and when made necessary by any lawful change of grade, alignment or width of any street, or by any work to be performed under the governmental authority of the city; and (e) should the city or any department thereof make or issue any lawful order, law or ordinance directing the grantee to extend its facilities for the purpose of supplying the service provided for in this franchise, it shall be the duty of the grantee to provide such facilities and supply such service with all due diligence after having been notified to do so by the city or any of its departments having authority so to do.

SECTION 8. If the grantee shall fail, neglect or refuse to comply with any of the provisions or conditions prescribed in the franchise hereby granted, and shall not within thirty (30) days, or such additional time as may be allowed by the Board of Supervisors or other legislative body of the city, after written demand for compliance therewith, begin the work of compliance, or after such beginning, shall not prosecute the same with due diligence to completion, the city may sue in its own name in the manner provided by law without the necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 9. The franchise hereby granted shall not in any way or to any extent impair or affect the right of the city to acquire the property of the grantee either by purchase or through the exercise of the right of eminent domain, and nothing herein contained shall be construed to contract away or to modify or to abridge the city's right to exercise the power of eminent domain. In any proceeding of any character before any court or other public authority the franchise hereby granted shall be deemed to have a value equivalent to the purchase price paid therefor by the grantee and no other or greater value.

SECTION 10. The grantee shall pay to the city the sum of two hundred thousand dollars (\$200,000) as the purchase price of the franchise hereby granted. If, at any time after the payment of said sum, it shall be adjudged that said franchise did not become effective or was or is invalid, or if the grantee shall, at any time, be prevented by the city or by judgment procured by any other person from exercising the same for any reason other than noncompliance with its terms by the grantee, or if a certificate of convenience and necessity to exercise the same be refused by the Railroad Commission of California, then said sum of two hundred thousand dollars (\$200,000) shall be forthwith repaid by the city to the grantee.

SECTION 11. Upon the acceptance of the franchise hereby granted and the payment of the aforesaid purchase price thereof, the grantee shall stand discharged from any and all claims of the city for the use of the streets by grantee prior to the taking effect of said franchise.

SECTION 12. The grantee shall accept the franchise hereby granted and pay to the city the aforesaid sum of two hundred thousand dollars (\$200,000) within thirty days after this ordinance becomes effective, and after the Board of Supervisors shall, by resolution, so declare and, in writing, request acceptance of the franchise by the grantee and payment of said sum of two hundred thousand dollars (\$200,000) to the city. If the grantee shall fail to file its acceptance with the Clerk of the Board of Supervisors and pay said two hundred thousand dollars (\$200,000) to the city, within the aforesaid time, or such additional time as may be allowed by the Board of Supervisors, the franchise hereby granted shall be ipso facto void and no longer of effect.

#### Privilege of the Floor

*Mr. E. P. Troy, on being granted the privilege of the floor, opposed enactment of the foregoing Bill, as well as the Bill immediately following.*

#### Final Passage

Thereupon, the roll was called and the foregoing Bill was Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Uhl—8.

Absent: Supervisors McGowan, Schmidt, Shannon—3.

#### Franchise for the Distribution of Electricity for Other than Lighting Purposes.

(Series of 1939)

Bill No. 326, Ordinance No....., as follows:

Ordinance Granting to Pacific Gas and Electric Company, its Successors and Assigns, a Franchise to Introduce into, Transmit, Distribute and supply to the City and County of San Francisco and its Inhabitants Electricity for Every Use and Purpose to Which it May Be Put, Exclusive of Those Uses and Purposes for Which Electricity May Be Now Supplied By Pacific Gas and Electric Company or Hereafter Supplied By its Successors or Assigns Under Section 19 of Article XI of the Constitution of the State of California, as Said Section Existed Prior to its Amendment on October 10, 1911, and to That End to Construct and Use in the Streets of Said City and County All Poles, Wires, Conduits and Appurtenances Necessary or Proper Therefor, and Likewise to Use All Electric Poles, Wires, Conduits and Appurtenances Which Are Now in Place or Hereafter May Be Placed in Said Streets.

Be it ordained by the People of the City and County of San Francisco:

SECTION 1. Whenever in this ordinance the words or phrases hereinafter in this section defined are used they shall have the respective meanings assigned to them in the following definitions (unless, in the given instance, the context wherein they are used shall import a different meaning):

(a) The word "grantee" shall mean Pacific Gas and Electric Company, its successors and assigns;

(b) The word "city" shall mean the City and County of San Francisco, a municipal corporation of the State of California, in its present incorporated form or in any later reorganized, consolidated, enlarged or reincorporated form, and shall include annexed territory;

(c) The word "streets" shall mean the public streets, ways, alleys and places as the same now exist or may hereafter exist within said city;

(d) The phrase "poles, wires, conduits and appurtenances" shall mean poles, towers, supports, wires, conductors, cables, guys, stubs, platforms, crossarms, braces, transformers, insulators, conduits, ducts, vaults, manholes, meters, cutouts, switches, communication circuits, appliances, attachments, appurtenances and any other property located or to be located in, upon, along, across, under or over the streets of the city, and used or useful in introducing, transmitting, distributing and supplying electricity as aforesaid;

(e) The phrase "construct and use" shall mean to construct, erect, install, lay, operate, maintain, use, repair or replace;

(f) The phrase "constitutional franchise" shall mean the rights possessed by the grantee under the provisions of Section 19 of Article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911.

SECTION 2. There is hereby granted to Pacific Gas and Electric Company, its successors and assigns, a franchise to introduce into, transmit, distribute and supply to the City and County of San Francisco and its inhabitants electricity for every use and purpose to which it may be put, exclusive of those uses and purposes for which electricity may be now supplied by Pacific Gas and Electric Company or hereafter supplied by its successors or assigns under Section 19 of Article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911, and to that end to construct and use in the streets of said city and county all poles, wires, conduits and appurtenances necessary or proper therefor, and likewise to use all electric poles, wires, conduits and appurtenances which are now in place or hereafter may be placed in said streets.

If the grantee should surrender or otherwise lose any rights under its said constitutional franchise, then the franchise hereby granted shall to the extent of such loss include the right of the grantee to introduce into, transmit, distribute and supply to said city and county and its inhabitants electricity for all uses and purposes theretofore covered by said constitutional franchise to the extent of such loss.

SECTION 3. The franchise hereby granted shall be and continue in full force until, with the consent of the Railroad Commission of the State of California, or other lawful authority having jurisdiction in the premises, it shall be voluntarily surrendered or abandoned by the grantee, or until the city by agreement shall purchase or through eminent domain shall condemn and acquire all property actually used and useful in the exercise of said franchise and situate within the territorial limits of the city, or until it shall be forfeited for non-compliance with its terms by the grantee.

SECTION 4. The grantee of said franchise shall annually pay to the city a sum which shall be equivalent to one-half ( $\frac{1}{2}$ ) per cent of the gross annual receipts of the grantee from the sale of electricity within

the limits of the city, under both said constitutional franchise and the franchise hereby granted, and whether or not said electricity be transmitted or distributed by the grantee for its own account or the account of another. The computation of the amount payable annually by the grantee to the city, hereunder, on the basis of the grantee's receipts under its constitutional franchise, as well as its receipts under the franchise hereby granted, is not intended to be and shall not be deemed to be an assertion by the city or a recognition by the grantee that the city has any authority to tax the grantee's right of enjoyment of its said constitutional franchise, but such basis of computation has been adopted merely as a convenient method for measuring the amount which the grantee should annually pay for the enjoyment of the franchise hereby granted.

SECTION 5. The grantee shall, within three months after the expiration of the calendar year in which the franchise hereby granted shall become effective, and within three months after the expiration of each and every calendar year thereafter, file with the Clerk of the Board of Supervisors a duly verified statement showing in detail the total gross receipts of grantee during the preceding calendar year from the sale of electricity within the limits of the city, as specified in Section 4 hereof, and within fifteen days after the time for filing such statement grantee shall pay to the city in lawful money of the United States the aforesaid percentage of its gross receipts for such calendar year, as shown by such statement, and as specified in Section 4 hereof. The grantee shall keep its accounts in such form as to enable the city, or its duly authorized representatives, to ascertain and check the amounts due the city under said franchise. In the event of any neglect, omission or refusal by the grantee to file such verified statement, or to pay said percentage, at the time and in the manner specified, or within any extension of time granted by the Board of Supervisors or other legislative body of the city, the city may sue in its own name in the manner provided by law without the necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 6. The grantee may charge for electricity furnished by it within the limits of the city under the franchise hereby granted such rates only as shall be fixed in accordance with laws now in force or hereafter enacted.

SECTION 7. The grantee shall (a) construct, install and maintain all poles, wires, conduits and appurtenances in conformity with all the lawful ordinances, rules and regulations heretofore or hereafter adopted by the Board of Supervisors, or other legislative body of the city, in the exercise of the police powers of the city; (b) pay to the city on demand the cost of all repairs to public property made necessary by any of the operations of the grantee; (c) indemnify and hold harmless the city and its officers and employees from any and all liability for damages proximately resulting from any operations under the franchise hereby granted; (d) remove or relocate without expense to the city any facilities installed, used and maintained under the franchise hereby granted, if and when made necessary by any lawful change of grade, alignment or width of any street, or by any work to be performed under the governmental authority of the city; and (e) should the city or any department thereof make or issue any lawful order, law or ordinance directing the grantee to extend its facilities for the purpose of supplying the service provided for in this franchise, it shall be the duty of the grantee to provide such facilities and supply such service with all due diligence after having been notified to do so by the city or any of its departments having authority so to do.

SECTION 8. If the grantee shall fail, neglect or refuse to comply with any of the provisions or conditions prescribed in the franchise hereby

granted, and shall not within thirty (30) days, or such additional time as may be allowed by the Board of Supervisors or other legislative body of the city, after written demand for compliance therewith, begin the work of compliance, or after such beginning, shall not prosecute the same with due diligence to completion, the city may sue in its own name in the manner provided by law without the necessity of resorting to proceedings in quo warranto for the forfeiture of the franchise hereby granted.

SECTION 9. The franchise hereby granted shall not in any way or to any extent impair or affect the right of the city to acquire the property of the grantee either by purchase or through the exercise of the right of eminent domain, and nothing herein contained shall be construed to contract away or to modify or to abridge the city's right to exercise the power of eminent domain. In any proceeding of any character before any court or other public authority the franchise hereby granted shall be deemed to have a value equivalent to the purchase price paid therefor by the grantee and no other or greater value.

SECTION 10. The grantee shall pay to the city the sum of two hundred thousand dollars (\$200,000) as the purchase price of the franchise hereby granted. If, at any time after the payment of said sum, it shall be adjudged that said franchise did not become effective or was or is invalid, or if the grantee shall, at any time, be prevented by the city or by judgment procured by any other person from exercising the same for any reason other than noncompliance with its terms by the grantee, or if a certificate of convenience and necessity to exercise the same be refused by the Railroad Commission of California, then said sum of two hundred thousand dollars (\$200,000) shall be forthwith repaid by the city to the grantee.

SECTION 11. Upon the acceptance of the franchise hereby granted and the payment of the aforesaid purchase price thereof, the grantee shall stand discharged from any and all claims of the city for the use of the streets by grantee prior to the taking effect of said franchise.

SECTION 12. The grantee shall accept the franchise hereby granted and pay to the city the aforesaid sum of two hundred thousand dollars (\$200,000) within thirty days after this ordinance becomes effective, and after the Board of Supervisors shall, by resolution, so declare and, in writing, request acceptance of the franchise by the grantee and payment of said sum of two hundred thousand dollars (\$200,000) to the city. If the grantee shall fail to file its acceptance with the Clerk of the Board of Supervisors and pay said two hundred thousand dollars (\$200,000) to the city, within the aforesaid time, or such additional time as may be allowed by the Board of Supervisors, the franchise hereby granted shall be ipso facto void and no longer of effect.

#### Privilege of the Floor

*Mr. E. P. Troy, on being granted the privilege of the floor, opposed enactment of the foregoing Bill, as well as the Bill immediately following.*

#### Final Passage

Thereupon, the roll was called and the foregoing Bill was Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri. Uhl—8.

Absent: Supervisors McGowan, Schmidt, Shannon—3.



**NEW BUSINESS**

The following recommendations of the Finance Committee were taken up:

**Authorizing Subordination of Old Age Security Lien to Permit  
Renewal of Mortgage**

(Series of 1939)

Resolution No. 715, as follows:

Whereas, A Notice of Aid was recorded in the office of the Recorder of the City and County of San Francisco, State of California, which created a lien on the following described property:

BEGINNING at a point on the northerly line of Duncan Street, distant thereon 175 feet westerly from the westerly line of Guerrero Street; running thence westerly along said line of Duncan Street 25 feet; thence at a right angle northerly 114 feet; thence at a right angle easterly 25 feet; and thence at a right angle southerly 114 feet to the point of beginning.

Being a portion of HORNER'S ADDITION BLOCK No. 35.

And, Whereas, Such lien was subordinate to the lien or charge upon the land of a mortgage given to secure the payment of \$1750.00, and

Whereas, It is necessary at this time for the obligation secured by such mortgage to be renewed, and

Whereas, Such obligation cannot be renewed unless the lien created by the filing of Notice of Aid is subordinated to the lien or charge upon the land of a deed of trust or mortgage to be given as security for such renewal, and

Whereas, The purposes of the Act will be served by subordinating such lien;

Now, Therefore, Be It Resolved, That DAVID A. BARRY, Clerk of the Board of Supervisors of said City and County be, and he is hereby instructed to execute an agreement subordinating the lien created by the filing of such Notice of Aid to the lien or charge upon the land of any mortgage or deed of trust given as security for the renewal of such obligation.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors McGowan, Shannon—2.

**19th Avenue Widening—Settlement of Damage Claims**

(Series of 1939)

Resolution No. 716, as follows:

19th Avenue widening—settlement of damage claims.

Whereas, The grades of portions of Quintara and Santiago Streets are being changed in connection with the widening of 19th Avenue; and

Whereas, The following parties have filed claims with the Controller and have agreed to release the City and County of San Francisco, a municipal corporation, its contractors and agents from all claims of damages to their lands and improvements resulting from such grade-changes upon payment to them of the amounts set forth below, which lands and improvements are located in San Francisco, as follows:



ROBERT M. EVANS, et ux.....	\$145.00
733 Santiago Street (Lot 26-D, Block 2347)	
THE GREEN INVESTMENT COMPANY, et al.....	\$405.00
737 Santiago Street (Lot 26-C, Block 2347)	
ANNA M. HENNESSY .....	\$3,357.00
943 Quintara Street (Lot 14-B, Block 2199)	
SOL GETZ AND SONS.....	\$330.00
All of the lots owned by Sol Getz and Sons in Block 2198.	

Whereas, Said claims are not in litigation and the Director of Public Works has recommended and the City Attorney has approved settlement of these claims pursuant to the provisions of Ordinance No. 6.041, Bill No. 680, approved March 7, 1935.

Now, Therefore, Be It Resolved, That the Controller be and is hereby authorized and directed to pay said claims from Appropriation No. 051.908.58.

The Director of Property shall conclude the negotiations with said property owners.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors McGowan, Shannon—2.

### 19th Avenue Widening—Settlement of Damage Claims

(Series of 1939)

Resolution No. 717, as follows:

19th Avenue widening—settlement of damage claims.

Whereas, the grades of portions of Moraga Street, 19th Avenue and Noriega Street are being changed in connection with the widening of 19th Avenue; and

Whereas, The following parties have filed claims with the Controller and have agreed to release the City and County of San Francisco, a municipal corporation, its contractors and agents from all claims of damages to their lands and improvements resulting from such grade changes upon payment to them of the amounts set forth below which lands and improvements are located in San Francisco, as follows:

HOWARD TURNER CARRIEL, et ux.....	\$1,335.00
1230 Moraga Street (Lot 10-D, Block 1925)	
LILLIAN MAY LOCKHART, et vir.....	\$1,380.00
1138-1138A Noriega Street (Lot 14-A, Block 2031)	
JOHN F. DUFFIN, et ux.....	\$5,053.00
2099 - 19th Avenue (Lots 12 and 13, Block 2139)	

Whereas, Said claims are not in litigation and the Director of Public Works has recommended and the City Attorney has approved settlement of these claims pursuant to the provisions of Ordinance No. 6.041, Bill No. 680, approved March 7, 1935.

Now, Therefore, Be It Resolved, That the Controller be and is hereby authorized and directed to pay said claims from Appropriation No. 051.908.58.

The Director of Property shall conclude the negotiations with said property owners.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors McGowan, Shannon—2.

#### **Authorizing Sale of Buildings at Guadalupe School**

(Series of 1939)

Resolution No. 718, as follows:

Authorizing sale of buildings at Guadalupe School.

Resolved, In accordance with the recommendation of the Board of Education, that the Director of Property, be and is hereby authorized to sell at public auction the portable school buildings at the Guadalupe School, Cordova and Prague Streets, San Francisco. The terms of sale to be executed by the Director of Property.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors McGowan, Shannon—2.

#### **Confirming Sale of Land in Assessor's Block 2104 to Henry Doelger Builder Incorporated**

(Series of 1939)

Resolution No. 719, as follows:

Confirming sale of land in Assessor's Block 2104 to Henry Doelger Builder Incorporated.

Whereas, Pursuant to Ordinance No. 384, Bill No. 403, Series of 1939, the Director of Property advertised in the official newspaper that bids or offers would be received by him in Room 375 City Hall, San Francisco, at 11:00 A. M., Tuesday, December 5, 1939, for the sale of the following described City owned land situated in the City and County of San Francisco, State of California:

COMMENCING at a point on the easterly line of 31st Avenue, distant thereon 225 feet southerly from the southerly line of Ortega Street; running thence southerly along the easterly line of 31st

Avenue, 150 feet; thence at a right angle easterly 240 feet to a point on the westerly line of 30th Avenue; thence northerly along last named line, 150 feet; thence at a right angle westerly 240 feet to the point of commencement.

Whereas, In response to said advertisement HENRY DOELGER BUILDER INCORPORATED, offered to purchase said real property for the sum of \$4,200.00, cash, no higher bids having been made or received; and

Whereas, Said sum of \$4,200.00 is more than 90% of the preliminary appraisal of said property as made by the Director of Property, the amount of said appraisal being \$4,200.00; and

Whereas, HENRY DOELGER BUILDER INCORPORATED has paid the Director of Property the sum of \$420.00 as a deposit in connection with this transaction.

Now, Therefore, Be It Resolved, That said offer be and is hereby accepted.

Be It Further Resolved, That the Mayor and the Clerk of the Board of Supervisors in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute the necessary deed for the conveyance of said land to HENRY DOELGER BUILDER INCORPORATED, a corporation, or its assignee. The buyer shall pay the balance of the purchase price within thirty days after approval of this resolution. The Director of Property shall deliver the deed to the Grantee upon receipt of the balance of the purchase price.

Recommended by the Board of Education.

Approved by the Director of Property.

Approved as to Form by the City Attorney.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors McGowan, Shannon—2.

### Confirming Sale of Land in Block 4008 to W. J. Tezak

(Series of 1939)

Resolution No. 720, as follows:

Confirming sale of land in Block 4008 to W. J. Tezak.

Whereas, pursuant to Ordinance No. 122, Bill No. 124, Series of 1939, the Director of Property advertised in the official newspaper that bids or offers would be received by him on November 28, 1939, for the sale of a portion of Lot 2, Assessor's Block 4008, situated in the City and County of San Francisco, State of California, and more particularly described as follows:

COMMENCING at a point on the easterly line of Rhode Island Street, distant thereon 175 feet northerly from the northerly line of 18th Street; running thence northerly along the easterly line of Rhode Island Street 25 feet; thence at a right angle easterly 200 feet to a point on the westerly line of De Haro Street; thence at a right angle southerly along last named line 25 feet; thence at a right angle westerly 200 feet to the easterly line of Rhode Island Street and the point of commencement.

Whereas, In response to said advertisement, W. J. TEZAK offered to purchase said land for the sum of \$1,000.00 cash, no higher bids having been made or received; and

Whereas, Said sum of \$1,000 is more than 90% of the preliminary appraisal of said property as made by the Director of Property, the amount of said appraisal being \$1,000; and

Whereas, W. J. Tezak has paid the Director of Property the sum of \$100 as a deposit in connection with this transaction; and

Whereas, The Board of Education has recommended the sale of said land.

Now, Therefore, Be It Resolved, That said offer be and is hereby accepted.

Be It Further Resolved, That the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, be and are hereby authorized and directed to execute a deed for the conveyance of said land to W. J. TEZAK, or his assignee. The buyer shall pay the balance of the purchase price within thirty days after approval of this resolution. The Director of Property shall deliver the deed to the Grantee upon receipt of the balance of the purchase price.

Recommended by the Board of Education.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors McGowan, Shannon—2.

#### Final Passage

The following recommendations of the Finance Committee were taken up:

**Appropriation \$4975 From Emergency Reserve Fund to Enable Compliance With Recently Effective Provision of State Law re Illegal Parking of Vehicles.**

(Series of 1939)

Bill No. 435, Ordinance No....., as follows:

Authorizing an appropriation of \$4,975 out of the Emergency Reserve Fund to the credit of the Municipal Court for the purpose of providing funds for the employment for one month of 2 Alphabetical Key Punch Operators, 3 General Clerk-Typists, and 3 General Clerks, and for the purchase of necessary supplies, etc. in order to comply with the provisions of State Law, effective September 19, 1939 relative to the illegal parking of vehicles; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

SECTION 1. The sum of \$4,975 is hereby appropriated and set aside out of the Emergency Reserve Fund to the credit of the appropriations listed below for the employment for one month of 2 Alphabetical Key Punch Operators, 3 general Clerk-Typists, and 3 General Clerks, and for the purchase of necessary supplies, etc. in order to comply with the provisions of state law, effective September 19, 1939, relative to the illegal parking of vehicles:

Appropriation No. 920.102.01—Temporary Salaries .....	\$1,240
Appropriation No. 920.200.01—Contractual Services .....	2,105
Appropriation No. 920.300.01—Materials and Supplies.....	1,100
Appropriation No. 920.400.01—Equipment .....	530

Total.....\$4,975

SECTION 2. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists as immediate action is necessary in order to comply with provisions imposed by State Law.

Recommended by the Clerk of the Municipal Court.

Approved by the Presiding Judge of the Municipal Court.

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

Approved by the Mayor.

December 11, 1939.—Consideration postponed until December 18, 1939.

Finally passed by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors McGowan, Shannon—2.

An Ordinance Amending Section 23 (Municipal Court) of Ordinance 186 by Adding Item 13.2 Thereto, One Tabulating Alphabetical Key Puncher Operator (a temporary position), An Emergency Ordinance.

(Series of 1939)

Bill No. 436, Ordinance No....., as follows:

An ordinance amending Section 23 of Ordinance 186 by adding Item 13.2 thereto, an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

SECTION 1. Section 23 of Ordinance 186 is hereby amended to read as follows:

#### Section 23. MUNICIPAL COURT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	12		Judges .....	\$625
2	1	B85	Jury Commissioner, Municipal Court.....	450
3	12	B152	Court Room Clerk.....	210
4	1	B154	Criminal Law Clerk.....	200
5	1	B156	Senior Criminal Law Clerk.....	250
6	4	B160	Civil Law Clerk.....	200
7	4	B164	Senior Civil Law Clerk.....	265
8	1	B165	Cashier, Municipal Court.....	300
9	1	B170	Chief Assistant Clerk, Municipal Court.....	300
10	1	B172	Clerk of Municipal Court.....	500
11	1	B234	Head Clerk .....	220
12	1	B222	General Clerk .....	200
13	2	B222	General Clerk .....	175
13.1	1	B222	General Clerk .....	155
13.2		B310a	Tabulating Alphabetic Key Punch Operator as needed .....	155
14	4	B420	Photographic Reporter, \$12.50 per day, plus transcriptions .....	
16	4	B512	General Clerk-Typist .....	175
17	10	B512	General Clerk-Typist .....	155

SECTION 2. The Board of Supervisors by its vote hereon does hereby declare that an actual emergency exists by reason of the fact that authority must be given for the immediate temporary employment of

MONDAY, DECEMBER 4, 1939.

cision of the court in the West Coast Advertising Company case. However, the City and County is now confronted with the collection of the license taxes which have not been paid during the past three years by the various persons affected. I estimate that at least \$350,000.00 is owing to the City and County of San Francisco under various ordinances.

The Tax Collector can now proceed to enforce collection of these license taxes. However, numerous complaints have been made by many of the people affected so that the thought occurred to me that the Board of Supervisors might want to know how to proceed to eliminate unpaid license taxes to date, so that the various persons affected by the decision will not have to pay the license taxes for the delinquent period.

I am of the opinion that the present due and owing license taxes might be eliminated by a repeal of the present existing license tax ordinance. Immediately after the repeal these ordinances may be reenacted in slightly different form, thus providing for future license taxes. I might add in passing that in some instances this has already been done. Quite a number of ordinances have been revised during the past few years upon the assumption that the City and County could not levy license taxes for revenue raising purposes, thereby destroying the right of the City and County to collect license taxes under the repealed ordinances.

Yours very truly,

WALTER A. DOLD,  
Chief Deputy City Attorney.

December 4, 1939.

Board of Supervisors,  
City Hall, San Francisco:

Dear Sirs:

I herewith enclose you copy of telegram I have this day received from the President and Vice-President and Committee of the San Francisco Bar Association.

This matter relates to licenses to be collected from practicing attorneys in San Francisco.

Very truly yours,

JOHN J. O'TOOLE,  
City Attorney.

COPY OF TELEGRAM

December 4, 1939.

John J O'Toole, City Attorney,  
City Hall, San Francisco.

The Bar Association of San Francisco speaking for two thousand lawyers respectfully urges you to use your good efforts to immediately repeal the existing license tax ordinance heretofore held to be unconstitutional by Judge Walter Perry Johnson, whose ruling has been accepted and acquiesced in by the collection officials and tax payers up to this date. The retroactive collection at this time with a pen-



alty of 25% would inflict grievous injustice upon those affected. It would work hardship on a great many citizens who have set aside no reserve to meet same.

HARTLEY F. PEART, President.

HARRY S. YOUNG, Vice-President.

Committee: Walter McGovern, George B. Harris, Arthur W. Brouillet, Henry Robinson, Percy Creede, William A. O'Brien, F. M. McAuliffe, Mathew O. Tobriner, Walter H. Duane, John H. Riordan, Francis McCarty, Milton Marks, Jack Redhead.

December 4, 1939.

Honorable Board of Supervisors,  
Room, 235, City Hall,  
San Francisco, Calif.

Attn. David A. Barry, Clerk

San Francisco Real Estate Board strongly protests against what we consider an unfair attempt to collect delinquent license taxes levied against many professions in this city. We respectfully urge upon you the importance of immediate repeal of all those license taxes which are levied for other than regulators purposes.

SAN FRANCISCO REAL ESTATE BOARD,

By LESLIE E. BURKS,

Secretary-Manager.

The following communication from the Chief Administrative Officer was presented and read:

November 29, 1939.

To the Honorable,  
The Board of Supervisors,  
City Hall,  
San Francisco.

Gentlemen:

The recent decision of the Supreme Court, permitting the City and County of San Francisco to license for revenue, had made it mandatory for the Tax Collector to enforce the terms of the license fee ordinance and collect license fees, together with penalties for a period of three years.

Pursuant to a ruling of the Superior Court, the Tax Collector was unable to enforce the terms of said ordinance until the Supreme Court rendered its decision.

It is therefore evident that although the Tax Collector could not accept the payment of license fees tendered during the past three years, he is now obliged to collect not only the fees set forth in the ordinance, but also the penalties provided by law.

This policy is manifestly unfair to the citizens of San Francisco, and I have instructed the Tax Collector to delay action on the matter until such time as your Honorable Board has had an opportunity to discuss the matter fully.

Therefore I request that an ordinance be submitted to repeal the

license fee ordinance at the earliest possible date. I also request that a license fee ordinance be resubmitted and acted upon after public hearings, so that all interested citizens may have an opportunity to express fully their views on the subject before it is finally adopted.

Respectfully,

ALFRED J. CLEARY,  
Chief Administrative Officer.

### Discussion

Supervisor Roncovieri, in discussing the proposal for repeal of all existing ordinances which provide for imposing of license fees for revenue purposes, quoted from letter of December 4, 1939, which he had sent to the Chief Administrative Officer, as follows:

"I wish you to know that I am strongly of the opinion that only when the new substitute ordinance is ready for enactment should consideration be given to the repeal of the existing one. I base my opinion upon the fact that the City Attorney has stated to the Finance Committee that the moment the existing law is repealed, there will be no law on the books governing the subject of licenses, and further, that too long a period of time might elapse before the new ordinance would be adopted. No harm can come to anyone involved while you are drafting the new ordinance, since the Tax Collector has been instructed by you to delay action in the matter of collecting delinquencies. In your study of this matter, I would respectfully request you to consider what can be done for those who have already paid their licenses without protest."

In closing his discussion, Supervisor Roncovieri again insisted that something be done for those citizens who had paid their license fees during the past several years, and reiterated his opposition to the repeal of the existing ordinance before a substitute therefor is ready for adoption.

The City Attorney, in reply to Supervisor Roncovieri, announced that the entire matter had received his most careful consideration, and stated that he was doubtful if a new ordinance could be considered while the present one was still in effect and at the same time effect the repeal of the penalty provisions of ordinances now in force. If the Board desires to relieve the present liability under the existing ordinance, it must repeal same and then enact a new ordinance at a subsequent date.

Mr. Harry S. Young, Attorney, in reply to question by Supervisor Colman, stated that the Committee appearing before the Board, of which he was a member, had no authority to speak as to the attitude of the Bar regarding the imposing of license fees for other than inspection or regulatory requirements.

Mr. Merryman, in commenting on suggestions offered objected to the consideration of any new license ordinance until after the old license ordinance had been repealed.

### Reference to Committee

Thereupon, the Chair referred to the Finance Committee, the entire matter of repeal of the present license ordinance and the re-enactment of new ordinances, announcing that he would, later during the proceedings, present a proposed ordinance to provide for the repeal of the ordinance now in effect.

## UNFINISHED BUSINESS

## Final Passage

The following recommendations of Finance Committee heretofore passed for second reading were taken up:

**An Ordinance Amending Section 43 (Department of Public Works—Bureau of Building Repair) of Bill 192, Ordinance 186, by decreasing the Number of Employments Under Item 10 from 10 to 7 A204 Cement Finisher's Helper at \$8.00 per day.**

(Series of 1939)

Bill No. 412, Ordinance No. 398, as follows:

An ordinance amending Section 43 (Department of Public Works—Bureau of Building Repair) of Bill 192, Ordinance 186, by decreasing the number of employments under Item 10 from 10 to 7 A204 Cement Finisher's Helper at \$8.00 per day.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 43 of Bill 192, Ordinance 186, is hereby amended to read as follows:

**Section 43. DEPARTMENT OF PUBLIC WORKS—  
BUREAU OF BUILDING REPAIR**

Employments as required on miscellaneous repair of public buildings, including schools, as provided in Section 95 of the Charter. Number of employments is enumerated wherever the employee has attained permanent civil service tenure in this department. The employments are *not* established as continuing positions but "as needed" when the services are required and the funds are provided.

## INTERDEPARTMENTAL

Item No.	No. of Employees	Class No.	Class-Title		
1		A56	Bricklayer .....	day	\$ 12
3		A58	Marble Setter's Helper .....	day	6
4		A60	Marble Setter .....	day	10
5	1	A62	Tile Setter .....	day	10
5.1	1	A152	Hodcarrier .....	day	10
6	21	A154	Carpenter .....	day	9
7		A158	Sub-Foreman Carpenter .....	day	9.50
7.1	1	A160	Foreman Carpenter, D.P.W. ....	day	10
10	7	A202	Cement Finisher's Helper .....	day	8
11	5	A204	Cement Finisher .....	day	9
12	3	A252	Glazier .....	day	8.80
13	1	A253	Sub-Foreman Glazier .....	day	9.50
14	1	A302	Locksmith .....	day	9
15	1	A302	Locksmith .....	per month	200
16	31	A354	Painter .....	day	9.75
16.1	3	A357	Foreman Painter .....	day	11
17		A380	Paper Hanger .....	day	10
18	1	A392	Plasterer .....	day	12
18.1		A396	Lather .....	day	10
19	25	A404	Plumber .....	day	10
20	12	A456	Sheet Metal Worker .....	day	10
21	1	A458	Sub-Foreman Sheet Metal Worker .....	day	10.50
22	10	A504	Steamfitter .....	day	10
23	1	A551	Apprentice .....	day	7
24	1	A551	Apprentice .....	day	6.50

An Ordinance Amending Section 66 (Public Welfare Department), Ordinance 186, by Adding Item 14.1, 1 L360 Physician (part time) at \$250, and by Changing Item 15 from 1 L360 Physician at \$150 to 1 L360 Physician (part time) at \$150; and by Abolishing One Position of T158 Supervisor of Inquiries at \$180 Under Item 21, and Establishing in Lieu Thereof One Position of T161 Case Supervisor at \$200.

(Series of 1939)

Bill No. 446, Ordinance No....., as follows:

An ordinance amending Section 66 (Public Welfare Department), Ordinance 186, by adding Item 14.1, 1 L360 Physician (part time) at \$250, and by changing Item 15 from 1 L360 Physician at \$150 to 1 L360 Physician (part time) at \$150; and by abolishing one position of T158 Supervisor of Inquiries at \$180 under Item 21, and establishing in lieu thereof one position of T161 Case Supervisor at \$200.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 66 of Bill 192, Ordinance 186, is hereby amended to read as follows:

#### Section 66. PUBLIC WELFARE DEPARTMENT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	2	B4	Bookkeeper .....	\$ 175
2	1	B14	Senior Accountant .....	275
3	1	B210	Office Assistant .....	85
4	7	B222	General Clerk .....	150
5	1	B228	Senior Clerk .....	200
6	1	B239	Statistician .....	180
7	48	B408	General Clerk-Stenographer .....	150
8	1	B408	General Clerk-Stenographer .....	160
9	1	B408	General Clerk-Stenographer .....	175
10	1	B408	General Clerk-Stenographer .....	185
11	2	B412	Senior Clerk-Stenographer .....	175
11.1	1	B419½	Secretary, Public Welfare Commission.....	200
12	2	B454	Telephone Operator .....	150
12.1	1	B454	Telephone Operator (part time).....	75
13	1	B510	Braille Typist .....	150
14	23	B512	General Clerk-Typist .....	150
14.1	1	L360	Physician (part time).....	250
15	1	L360	Physician (part time).....	150
16	66	T152	Junior Social Service Investigator.....	150
17	1	T152	Junior Social Service Investigator.....	155
18	6	T152	Junior Social Service Investigator.....	165
19	30	T156	Social Service Investigator .....	150
20	7	T156	Social Service Investigator .....	180
21	1	T161	Case Supervisor .....	200
22	3	T160	Senior Social Service Investigator .....	200
23	1	T160	Senior Social Service Investigator .....	215
24	3	T161	Case Supervisor .....	225
25	1	T161	Case Supervisor .....	200
26	1	T165	Social Service Director .....	300
27	1	T163	Director of Public Welfare .....	500

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
28	1	T165	Social Service Director .....	250
			Seasonal, Clerical and other Temporary services (as needed) at rates not in excess of Salary Standardization Schedules.	

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors McGowan, Shannon—2.

**An Ordinance Amending Section 74, Ordinance 186, by Changing the Class Number and Class Title Under Item 51.**

(Series of 1939)

Bill No. 447, Ordinance No....., as follows:

An ordinance amending Section 74, Ordinance 186, by changing the class number and class title under Item 51. \*

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 74, is hereby amended to read as follows:

**Section 74. PUBLIC UTILITIES COMMISSION — SAN FRANCISCO WATER DEPARTMENT (Continued)**

**9. Consumers' Premises**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	3	U126	Meter Inspector .....	\$ 175
1.1	2	U126	Meter Inspector .....	160
2	1	U128	Chief Meter Inspector .....	215

**10. Water Sales Division—Meter Reading**

3	7	B247	Meter Reader .....	175
4	7	B247	Meter Reader .....	155
5	2	B247	Meter Reader .....	150

**11. Consumers' Accounts**

6	4	B222	General Clerk .....	175
7	1	B222	General Clerk .....	165
8	1	B222	General Clerk .....	160
9	9	B222	General Clerk .....	155
10	5	B222	General Clerk (part time) .....	75
11	1	B228	Senior Clerk .....	215
12	1	B228	Senior Clerk .....	200
13	3	B228	Senior Clerk .....	180
14	1	B302	Addressing Machine Operator .....	160
15	1	B302	Addressing Machine Operator .....	155
16	10	B311	Bookkeeping Machine Operator .....	175
16.1	2	B311	Bookkeeping Machine Operator.....	165
17	5	B512	General Clerk-Typist .....	155
18	1	U56	Assistant Supervisor—Consumers' Accounts .....	290
19	1	U60	Supervisor Consumers' Accounts .....	350
20	1	U62	Supervisor of Closing Bills .....	225
21	1	U63	Chief Adjuster .....	225

**12. Water Sales Division—Collections**

22	1	B222	General Clerk .....	200
23	1	B222	General Clerk .....	180
24	11	B222	General Clerk .....	175
25	5	B222	General Clerk .....	165
26	1	B222	General Clerk .....	160
27	14	B222	General Clerk .....	155
28	1	B228	Senior Clerk .....	200
29	1	B234	Head Clerk .....	250
30	1	B408	General Clerk-Stenographer .....	165
31	1	B408	General Clerk-Stenographer .....	155
32	2	B512	General Clerk-Typist .....	155
33	1	U52	Supervisor of Collections .....	300

**13. Docks and Shipping**

34	1	B222	General Clerk .....	175
35	1	U51	Supervisor Docks and Shipping .....	275
36	1	U125	Hoseman-Ships and Docks .....	190
37	1	U125	Hoseman-Ships and Docks .....	160

**14. City Distribution Division—General**

38	1	B228	Senior Clerk .....	180
39	1	B356	Senior Storekeeper .....	265
40	1	B408	General Clerk-Stenographer .....	160
41	1	B512	General Clerk-Typist .....	155
42	1	B512	General Clerk-Typist .....	165
43	1	F252	Junior Engineering Draftsman .....	175
43.1	2	F401	Junior Hydraulic Engineer .....	160
44	1	O58	Gardener .....	145
45	2	O58	Gardener .....	135
45.1	1	O60	Head Gardener .....	150
46	1	U130	Reservoir Keeper .....	165
47	1	U130	Reservoir Keeper (deduct for house) .....	165
48	2	U130	Reservoir Keeper (deduct for house) .....	160
49	1	U142	Assistant Superintendent .....	350
50	1	U144	Superintendent .....	500

**15. Pumps**

51	1	J4	Laborer .....	165
52	3	O166	Fireman Stationary Steam Engines .....	175
53	4	O166	Fireman Stationary Steam Engines .....	185
54	4	O168	Engineer Stationary Steam Engines .....	220
55	1	O170	Assistant Chief Engineer—Stationary Steam Engines .....	235

**16. Pumps—Peninsula Division**

56	1	O166	Fireman Stationary Steam Engines (deduct for house) .....	185
57	1	O166	Fireman Stationary Steam Engines .....	185
58	1	U214	Pump Operator .....	140
59	3	U214	Pump Operator .....	165
60	1	U214	Pump Operator (deduct for house) .....	165
61	1	U215	Head Pump Operator .....	200
62	1	U215	Head Pump Operator (deduct for house) .....	185

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Passed for second reading by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors McGowan, Shannon—2.



**An Ordinance Amending Ordinance 186, Section 76, Public Utilities Commission, Water Department (Continued), by Adding Item 12, 1 J4 Laborer at \$150.**

(Series of 1939)

Bill No. 448, Ordinance No. ...., as follows:

An ordinance amending Ordinance 186, Section 76, Public Utilities Commission, Water Department (Continued), by adding Item 12, 1 J4 Laborer at \$150.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 192, Ordinance 186, Section 76, is hereby amended to read as follows:

**Section 76. PUBLIC UTILITIES COMMISSION—**

**SAN FRANCISCO WATER DEPARTMENT (Cont.)**  
Functional Employment as needed.

Item No.	No. of Employees	Class No.	Departmental Title	Maximum Monthly Rate
1	3	A154	Carpenter .....	\$9.00
2	1	A354	Painter .....	9.75
3	1	A404	Plumber .....	\$225
4	1	A551	Apprentice .....	7.00
5	1	B327	Photostat Operator .....	175
6	1	B512	General Clerk-Typist .....	155
8	1	E154	Lineman .....	200
10	1	F252	Junior Civil Engineering Draftsman.....	160
11	1	F354	Electrical Engineering Designer.....	250
12	1	J4	<b>Laborer</b> .....	150
17	63	J4	Laborer .....	6.00
18	2	J66	Garageman .....	6.50
19	6	M54	Auto Machinist .....	9.00
19.1	1	M104	Blacksmith's Helper .....	7.08
20	4	M254	Machinist .....	9.00
21	1	M266	Foreman Meter Repairs .....	209
22	1	M268	Foreman Machinist .....	285
23	2	O1	Chauffeur .....	6.50
24	1	O1	Chauffeur .....	7.50
25	1	O116	Teamster .....	6.50
26	1	U104	Leadman .....	6.00
27	3	U108	Compressor Operator .....	7.50
28	13	U112	Pipe Caulker .....	7.50
29	5	U114	Main Pipe Foreman.....	7.75
30	15	U116	Service Man .....	7.50
31	1	U116	Service Man .....	7.75
32	1	U136	General Foreman Service Meters .....	300
33	1	U140	General Foreman Main Pipes .....	325
34	10	U206	Water Department Worker .....	6.00
35	2	U214	Pump Operator .....	6.00
36	1	U226	General Maintenance Foreman .....	200

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
37	1	U227	General Maintenance Foreman (Less House) .....	210
38	3	U230	Maintenance Foreman .....	200
39	1	F202	Inspector of Public Works Construction	175
40	1	F202	Inspector of Public Works Construction	200

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors McGowan, Shannon—2.

**Authorizing A Supplemental Appropriation of \$1500.00 Out of the Surplus Existing in Appropriation 940.995.00 to the Credit of Appropriation 940.210.00 for the Purpose of Installing a New Lighting and Ventilating System and the Rehabilitating of Present Photostatic and Rotaprint Equipment in the Blueprint Room, Bureau of Engineering, Department of Public Works.**

(Series of 1939)

Bill No. 449, Ordinance No....., as follows:

Authorizing a supplemental appropriation of \$1500.00 out of the surplus existing in Appropriation 940.995.00 to the credit of Appropriation 940.210.00 for the purpose of installing a new lighting and ventilating system and the rehabilitating of present photostatic and rotaprint equipment in the blueprint room, Bureau of Engineering, Department of Public Works.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1500.00 is hereby appropriated and set aside out of the surplus existing in Appropriation 940.995.00 to the credit of Appropriation 940.210.00 for the purpose of installing a new lighting and ventilating system and the rehabilitating of present photostatic and rotaprint equipment in the blueprint room, Bureau of Engineering, Department of Public Works.

Recommended by the Director of the Department of Public Works.

Approved by the Chief Administrative Officer.

Approved as to Funds Available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

*Passed for second reading* by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors McGowan, Shannon—2.

**Amending San Francisco Municipal Code by Repealing Various Sections Providing for License Taxes for Revenue Only**

(Series of 1939)

Bill No. 450, Ordinance No....., as follows:

Amending San Francisco Municipal Code, concerning license taxes for revenue only, by repealing various sections of Article 2, Part III

thereof, as follows: Section 113, Employment Offices; Section 121, Laundry Offices; Section 146, Transfer and Draying; Section 150, Warehouses; Section 153, Stage Line Agencies and Section 154, Dyeing and Cleaning Offices.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 113, Employment Offices, Section 121, Laundry Offices, Section 146, Transfer and Draying, Section 150, Warehouses, Section 153, Stage Line Agencies and Section 154, Dyeing and Cleaning Offices, providing for licenses for revenue only, of Article 2, Part III of the San Francisco Municipal Code are hereby repealed.

Approved as to form by the City Attorney.

#### Privilege of the Floor

Mr. Arthur W. White, representing California Finance Conference, was, on motion by Supervisor Brown, granted the privilege of the floor. Mr. White requested that Section 155 of Article 2, Part III, of the San Francisco Municipal Code, Money Lenders, be included among other sections proposed to be repealed by the foregoing Bill.

Mr. William Merryman stated that in his opinion, Section 155 did provide for license fees for revenue only, but suggested that an additional ordinance be presented for the repeal of said Section, in order not to delay enactment on the above matter.

Thereupon, no objection being offered, Bill No. 450, as recommended by the Finance Committee, was passed for second reading by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors McGowan, Shannon—2.

#### Passed for Second Reading

#### Amending Section 74, Chapter 1, Part II, of San Francisco Municipal Code, Relating to Patent Chimneys

(Series of 1939)

Bill No. 451, Ordinance No....., as follows:

Amending Section 74 of Chapter 1, Part II, of the San Francisco Municipal Code relating to chimneys, other than chimneys of masonry construction, providing for certificates of registration to be issued to persons, firms and corporations engaged in the business of altering, constructing or erecting chimneys, flues, vents or fireplaces, other than those of masonry construction, and providing for the amount to be paid for said certificates of registration as well as the amount to be paid for a permit to erect a chimney, flue, vent or fireplace, other than those of masonry construction, and repealing certain sections of the Municipal Code in conflict with this ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 74, of Chapter 1, Part II, of the San Francisco Municipal Code is hereby amended to read as follows:

Section 74. *Chimney or Fireplace Installers.* No person, firm or corporation shall engage in the business of erecting, constructing, installing or repairing chimneys, flues, fireplaces or vents in any building in the City and County of San Francisco, except when said chimney or fireplace is of masonry construction, unless said person, firm or corporation has obtained a certificate of registration to so do as provided

in this section. Any person, firm or corporation desiring to obtain a certificate of registration to engage in the business of erecting constructing, installing or repairing chimneys, flues, vents or fireplaces in the City and County of San Francisco, other than chimneys or fireplaces of masonry construction shall make application for such certificate to the Central Permit Bureau of the Department of Public Works on forms provided by said Bureau, and upon said certificate being granted shall pay to the Central Permit Bureau the fee for said certificate which is hereby fixed at \$20.00 per year, provided that no certificate shall be necessary for the erection, construction, installation or repair of chimneys, flues or fireplaces when said chimneys, flues or fireplaces are of masonry construction, for the reason that the cost of the inspection of the last mentioned character of chimneys is provided for in subsection (a) of Section 64 of this Chapter. The fee for any certificate of registration provided for in this section shall be payable to the Central Permit Bureau on January 1st of each year and said certificate shall remain effective for one year. The full fee to be paid for any certificate issued after January 1st in any year shall be paid at the date of the issuance of said certificate and the right to do business under said certificate shall expire on the 1st day of January following the issuance of said certificate. Upon said certificate being issued the name of said person, firm or corporation to whom said certificate has been issued shall be registered with said Central Permit Bureau and said certificate shall be posted in a conspicuous place in the place of business of the person, firm or corporation named in said certificate. Persons, firms or corporations paying the amount herein provided for the issuance of said certificate shall not be subject to the payment of any license fee as provided for in Sections 200 to 207 of Part III of the Municipal Code so long as they perform only chimney work.

Upon the completion of the erection, construction or repair of any chimney, fireplace, flue or vent, other than those of masonry construction, it shall be the duty of the individual, co-partnership or corporation erecting, constructing or repairing said chimney, fireplace, flue or vent to notify the Department of Public Works of such completion and the latter shall at once cause the same to be inspected and if found in compliance with the provisions of this section shall make and deliver to the person, firm or corporation constructing, erecting, repairing or completing said chimney, fireplace, flue or vent a certificate or report of such inspection, which said certificate or report shall specify whether or not said work has been performed in compliance with the provisions of this Chapter, and if not in compliance therewith, said certificate or report shall state wherein said work does not comply with the provisions of this Chapter. It shall be the duty of the Department of Public Works to keep on file in its office a duplicate of all certificates or reports issued in conformity with the provisions of this section, which at all times shall be subject to the inspection of the public.

No flue, chimney, fireplace or vent hereafter constructed, altered or repaired, other than those of masonry construction, shall be used until the same have been inspected by the Building Inspection Bureau of the Department of Public Works and until a label has been affixed to said flue pipe or chimney by the Department of Public Works certifying that the said work has been done in compliance with the provisions of this Chapter, nor shall any chimney, flue pipe or vent be plastered over or otherwise enclosed in any building until such label shall have been so affixed.

No person, firm or corporation shall erect, construct, alter or repair any chimney, vent or flue without a permit to so do by the Central Permit Bureau, except when said chimney or flue is of masonry construction and is subject to inspection and approval by the general building laws applicable to the building or structure in which said chimney or flue is situated.

In addition to the amount to be charged for the certificate of registration hereinbefore provided for, any person, firm or corporation erecting, constructing, altering or repairing any chimney, vent or flue, other than those of masonry construction, shall pay to the Central Permit Bureau the following sums, to-wit:

For each permit for chimneys, flues or vents in new buildings Fifty Cents for each building in which said chimney, flue or vent is situated, and for each chimney, flue or vent in any old building Two Dollars for each building in which said chimney, flue or vent is situated. Said fee shall be payable to the Central Permit Bureau at the time said permit is issued provided that said Central Permit Bureau may issue said permits for chimneys, vents or flues in new buildings in books of twenty-five permits in each book upon the payment of \$12.50 for each book, and in books of ten permits in each book for chimneys, flues or vents in old buildings upon the payment of \$20.00 for each book. The Director of Public Works and the Controller are hereby authorized to make the necessary rules and regulations for the issuance, use, accounting and return of said permits issued in book form.

Nothing in this ordinance contained shall prevent any person, firm or corporation that has been duly licensed and registered as a master plumber, as provided in Chapter 7, Part II, of this Code, from erecting, constructing, altering, installing or repairing chimneys, vents and flues, other than those of masonry construction, provided that said master plumber shall pay to the Central Permit Bureau the fees herein provided for permits to erect, construct, alter, install or repair said chimneys, vents and flues, and said master plumbers shall not be required to pay the certificate of registration fee hereinbefore provided for in this ordinance.

Annual or quarterly permits issued any individual, firm or corporation pursuant to the provisions of subdivision (c) of Section 64, Chapter 1, Part II, of this Code, and extending for periods of time beyond December 31, 1939, are hereby declared to be null and void after December 31, 1939. Upon application by such permittee to the Central Permit Bureau, said permit extending for a period of time beyond December 31, 1939, shall be prorated up to and including December 31, 1939, and the unused balance of such permit fee refunded to the permittee.

Section 64, Chapter 1, Part II, of the San Francisco Municipal Code, in so far as it is in conflict with this section, is hereby repealed, and Section 130 of Part III of said Code is also repealed.

Mr. S. J. Rosenblum, representing the Central Bureau, explained the intent of the foregoing Bill, stating that the purpose thereof was merely to clarify an ambiguity and permit the proper functioning of his office.

Thereupon, Supervisor Uhl, who had previously objected to consideration and had moved reference to the Public Buildings, Lands and City Planning Committee, withdrew his motion and announced his willingness to vote for the measure on question of Passage for Second Reading, reserving the right to change his vote and oppose final passage later on, should he deem it advisable.

Thereupon, the roll was called and the foregoing Bill was Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors McGowan, Shannon—2.

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,  
BILLS AND COMMUNICATIONS NOT CONSIDERED OR  
REPORTED UPON BY A COMMITTEE.**

**Adopted**

The following recommendation of His Honor the Mayor was taken up:

**Leave of Absence—Honorable Arthur M. Brown, Jr., Member  
Board of Supervisors**

**(Series of 1939)**

Resolution No. 721, as follows:

Resolved, That in accordance with the recommendation of his Honor the Mayor, Honorable Arthur M. Brown, Jr., a member of the Board of Supervisors, is hereby granted a leave of absence for a period of ten days, commencing December 22, 1939, with permission to leave the State.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors McGowan, Shannon—2.

*Immediately following the adoption of the above resolution, Supervisor Brown announced that the requested leave of absence was to permit him to spend the holidays with his son, in Arizona.*

**Requesting the Governor of the State of California to Include in  
His Call for an Extraordinary Session of the Legislature of Said  
State the Ratification of Charter Amendments Adopted by the  
City and County of San Francisco at the Last General Election  
as Well as Those Adopted by Any Other Chartered City Since  
the Adjournment of the State Legislature in 1939.**

**(Series of 1939)**

Supervisor McSheehy presented Resolution No. 722, as follows:

Requesting the Governor of the State of California to include in his call for an extraordinary session of the Legislature of said State the ratification of Charter Amendments adopted by the City and County of San Francisco at the last general election as well as those adopted by any other chartered city since the adjournment of the State Legislature in 1939.

Whereas, the electors of the City and County of San Francisco did, on the 7th day of November, 1939, adopt and approve certain amendments to the Charter of said City and County; and

Whereas, said amendments will not become effective until ratified by the Legislature of the State of California; and

Whereas, it is provided in Section 8 of Article XI of the Constitution of the State of California that Charter amendments adopted and approved by the people of a municipality shall be submitted to the Legislature, if then in session, or at the regular or special session next following said election;



Now, Therefore, Be It Resolved that His Excellency, Culbert L. Olson, Governor of the State of California, be, and he is, hereby requested to include in his call for any extraordinary session of the Legislature of the State of California which may be held between the date hereof and January 1, 1941, the matter of the approval of amendments to the Charters of the several municipalities in the State of California which have been adopted since the adjournment of the 54th Session of the Legislature of the State of California.

Be It Further Resolved that the Clerk of this Board be, and he is, hereby directed to forthwith transmit a copy of this Resolution to His Excellency Governor Culbert L. Olson.

*Adopted by the following vote:*

Ayes: Supervisors Brown, Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—9.

Absent: Supervisors McGowan, Shannon—2.

#### **Proposed Hearing on Relief**

Supervisor Uhl called attention to the proposed special call of the State Legislature, at which will be considered the question of relief. He felt the relief question to be of sufficient importance that the Board should invite Mr. Frank Y. McLaughlin, of the Public Welfare Department, and, through Mr. Cooley, Mr. Neary or some other person on the Governor's Commission, to address the Board on the subject.

Clerk requested to carry out Supervisor Uhl's suggestion.

#### **Traffic Separation Barrier on San Francisco Bay Bridge**

The Clerk called attention to communication by Mr. Frank Clark, State Director of Public Works, re requested separation barrier on the San Francisco-Oakland Bay Bridge. This communication had been previously presented to the Board but was again taken up pursuant to request by Supervisor Uhl.

At the request of Supervisor Uhl, the Clerk was directed again to communicate with Mr. Frank Clark.

#### **Lighting of John McLaren Christmas Tree**

Communication from the Outdoor Christmas Tree Association of California, inviting the Board to attend the lighting of the John McLaren Tree, on "Uncle John's" birthday, December 20, 1939, at 5:30 P. M., was presented by the Clerk and read to the Board.

#### **ADJOURNMENT**

There being no further business, the Board, at the hour of 5:45 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors, Tuesday, December 26, 1939.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY.

Clerk of the Board of Supervisors,  
City and County of San Francisco.



Vol. 34

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No. 54

Tuesday, December 26, 1939

# Journal of Proceedings Board of Supervisors

City and County of San Francisco



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# JOURNAL OF PROCEEDINGS

## BOARD OF SUPERVISORS

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**TUESDAY, DECEMBER 26, 1939, 2 P. M.**

In Board of Supervisors, San Francisco, Tuesday, December 26, 1939,  
2 P. M.

The Board of Supervisors met in regular session.

### CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt—7.

Absent: Supervisors Brown, McGowan, Shannon, Uhl—4.

Quorum present.

Supervisor Mead presiding.

Supervisor Brown on leave of absence.

Supervisors McGowan and Shannon excused because of illness.

Supervisor Uhl was noted present at 2:20 P. M.

### APPROVAL OF JOURNAL

The Journal of Proceedings of the meeting of December 18, 1939, was considered read and approved.

### SPECIAL ORDER 3 P. M.

#### Notice of Sale of Bonds

Office of the Clerk of the Board of Supervisors,  
City and County of San Francisco.

Sealed bids for the purchase of certain bonds of the City and County of San Francisco, State of California, to be received by the Board of Supervisors up to the hour of 3 o'clock p.m. Tuesday, December 26, 1939, and will be opened by said Board at said time.

The bonds offered are described as follows:

\$577,000 School Bonds, 1938, dated December 1, 1938, comprising 64 bonds of \$1,000 denomination, maturing each year from 1940 to 1947, inclusive, and 65 bonds of \$1,000 denomination, maturing in 1948.

These said described bonds to bear interest at a rate or rates not exceeding 6 per centum per annum, as shall be named by the bidder, and bidders for said bonds shall specify in their bids the interest rate or rates desired, not exceeding 6 per centum per annum. Interest on

said bonds will be payable semi-annually June 1 and December 1. Said bonds will not be sold at a price less than par value thereof together with accrued interest at the rate or rates named on said bonds to date of delivery.

\$164,000 Hospital Bonds, 1938, dated January 1, 1938, comprising 20 bonds of \$1,000 denomination, maturing each year from 1941 to 1944, inclusive, and 21 bonds of \$1,000 denomination, maturing each year from 1945 to 1948, inclusive.

The said described bonds to bear interest at a rate or rates not exceeding 6 per centum per annum, as shall be named by the bidder, and bidders for said bonds shall specify in their bids the interest rate or rates desired, not exceeding 6 per centum per annum. Interest on said bonds will be payable semi-annually July 1 and January 1. Said bonds will not be sold at a price less than the par value thereof, together with accrued interest, at the rate or rates named, on said bonds to date of delivery.

The right is reserved by the Board of Supervisors to reject any and all bids.

The bonds offered are tax exempt, State and Federal.

No alternative bids will be considered by the Board of Supervisors.

All proposals for the purchase of said bonds shall be accompanied by a deposit of five per cent of the amount bid, in lawful money of the United States, or by a deposit of a certified check payable to David A. Barry, Clerk of the Board of Supervisors of the City and County of San Francisco, for a like amount, provided that no deposit need exceed the sum of \$10,000, and that no deposit need be given by the State of California, which money or check shall be forfeited by the bidder in case he fails to accept and pay for the bonds bid for by him, if his bid is accepted.

The bonds will be awarded to the bidder or bidders offering to purchase the same, bearing the lowest rate or rates of interest, and if two or more bidders offer to purchase the bonds bearing the same lowest rate or rates of interest, the bonds will be awarded to the bidder offering to purchase the same at such rates of interest and in such amounts that the net interest cost to the City and County of San Francisco of the accepted bid will be the lowest net interest cost, considering the amount of interest to be paid on said bonds during the life thereof at the rates specified, and deducting any premium or premiums bid in addition.

The approval of Orrick, Dahlquist, Neff & Herrington, attorneys, San Francisco, as to the legality of these bonds will be furnished to the successful bidder without cost.

The following bids were received, opened and read by the Clerk at the proper time, and *referred to the Finance Committee.*

#### PROPOSALS FOR THE PURCHASE OF

\$577,000 SCHOOL BONDS, 1938, dated December 1, 1938, comprising 64 bonds of \$1,000 denomination, maturing each year from 1940 to 1947, inclusive, and 65 bonds of \$1,000 denomination, maturing in 1948.

\$164,000 HOSPITAL BONDS, 1938, dated January 1, 1938, comprising 20 bonds of \$1,000 denomination, maturing each year from 1941 to 1944, inclusive, and 21 bonds of \$1,000 denomination, maturing each year from 1945 to 1948, inclusive.

1. CHEMICAL BANK AND TRUST CO., DISTRICT BOND CO., FARWELL, CHAPMAN & CO., J. S. STRAUSS & CO., (Signed) Stewart J. Hellman—

For all of the Bonds offered for sale the sum of \$741,000.00 and



accrued interest thereon at date of delivery at the rates described below—

\$34,000.00 par value of the School Bonds maturing December 1, 1940 to bear interest at the rate of four per cent (4%) the balance of \$543,000.00 to bear interest at the rate of one and one half per cent (1½%).

The \$164,000.00 Hospital Bonds to bear interest at the rate of one and one half per cent (1½%).

The bonds bid for are more fully described in your notice of sale which is made a part of this bid.

2. THE ANGLO CALIFORNIA NATIONAL BANK, HELLER, BRUCE & CO. BY THE ANGLO CALIFORNIA NATIONAL BANK per W. W. DIEHL, Representative—

For all of the Bonds offered for sale the sum of \$741,256 and accrued interest thereon at date of delivery said bonds to bear interest at the rate of one and one-half per cent (1½%).

3. EASTLAND, DOUGLASS & CO., SHIELDS & CO., J. N. HYNSON & CO., INC., CHACE, WHITESIDE & SYMONDS, INC. BY: EASTLAND, DOUGLASS & CO., 317 Montgomery Street, San Francisco, John P. Symes—

For all of the Bonds offered for sale the sum of \$741,519.00 and accrued interest thereon at date of delivery, said bonds to bear interest at the rate of one and one-half per cent (1½%).

4. LAZARD FRERES & CO., NEW YORK, THE CALIFORNIA BANK, LOS ANGELES, DONNELLAN & CO., INCORPORATED, SAN FRANCISCO, BY ROSS THOMSON, DONNELLAN & CO., INCORPORATED—

For all of the Bonds offered for sale the sum of Seven Hundred and Forty-Two Thousand Three Hundred and Eighteen Dollars and Ninety-Eight Cents (\$742,318.98), and accrued interest thereon at date of delivery all bonds to bear interest at the rate of one and one-half per cent per annum (1½%).

5. HARRIS TRUST & SAVINGS BANK, CHASE NATIONAL BANK OF THE CITY OF NEW YORK, SMITH BARNEY & COMPANY, THE NORTHERN TRUST COMPANY, BY WELLS FARGO BANK & UNION TRUST CO. AS REPRESENTATIVE, BY G. M. COLBY, ASSISTANT CASHIER—

For all of the Bonds offered for sale the sum of \$741,287.00 and accrued interest thereon at date of delivery.

\$577,000.00 School Bonds (as described in the accompanying notice of sale) all to bear interest at the rate of 1½% per annum.

\$164,000.00 Hospital Bonds (as described in the accompanying notice of sale) all to bear interest at the rate of 1¾% per annum.

6. BANKAMERICA COMPANY, BLYTH & CO., INC., AMERICAN TRUST COMPANY, R. W. PRESSPRICH & CO., BY BANKAMERICA COMPANY, BY A. K. BROWNE—

For all of the Bonds offered for sale the sum of \$741,452.01 and accrued interest thereon at date of delivery. All of said bonds to bear interest at the rate of one and one-half per centum (1½%) per annum.

7. ESTABROOK & CO.—NEW YORK CITY, MACKEY, DUNN & CO., INC., NEW YORK CITY, PAUL H. DAVIS & CO., CHICAGO,—NILS S. GERULDSSEN, PAUL H. DAVIS & CO., BY D. W. CHAPMAN—

For all the Bonds offered for sale the sum of \$742,056.10 and accrued interest thereon at date of delivery on or about January 15, 1940, for bonds bearing interest at the rate of One and Sixty Hundredths of One Percentum (1.60%) per annum.

8. UNION SECURITIES CORPORATION, GOLDMAN, SACHS & CO., EQUITABLE SECURITIES CORPORATION, BRUSH, SLOCUMB & CO., BY BRUSH, SLOCUMB & CO., WAITE H. STEPHENSON—

For all of the Bonds offered for sale the sum of \$741,100.00 and accrued interest thereon at date of delivery, providing the first maturity of both issues bear interest payable at the rate of 4% per annum and the balance of both issues bear interest at the rate of  $1\frac{1}{2}\%$  per annum.

9. HALSEY, STUART & CO., INC., STONE & WEBSTER AND BLODGET, INC., FIRST OF MICHIGAN CORPORATION BY HALSEY STUART & CO., INC.—

For all of the Bonds offered for sale the sum of Seven Hundred Forty-Two Thousand Five Hundred Thirty-Four Dollars (\$742,534.00) and accrued interest thereon at date of delivery. All bonds both School and Hospital to bear interest at the rate of one and one-half per cent ( $1\frac{1}{2}\%$ ) per annum, payable semi-annually as outlined in notice of sale.

10. WILLIAM R. STAATS CO., KAISER & COMPANY, O'MELVENY-WAGGENSELLER & DURST, By W. Leonard Renick, Jr.—

For all of the Bonds offered for sale the sum of \$741,033.13 and accrued interest thereon at date of delivery—Being specifically \$577,000 School bonds as herein described.

Bonds from 1940 to 1946 inclusive to bear interest at the rate of  $1\frac{1}{2}\%$  per cent per annum, and bonds from 1947 to 1948 inclusive to bear interest at the rate of  $1\frac{1}{4}\%$  per cent per annum, and

\$164,000 Hospital bonds as herein described. Bonds from 1941 to 1946, inclusive, to bear interest at the rate of  $1\frac{1}{2}\%$  per cent per annum, and bonds from 1947 to 1948, inclusive, to bear interest at the rate of  $1\frac{1}{4}\%$  per cent per annum.

11. HARRIMAN, RIPLEY & CO., INC., WEEDEN & CO., By Weeden & Co., Norman D. Weeden—

For all of the Bonds offered for sale the sum of \$742,100.00 and accrued interest thereon at date of delivery. All of the bonds to bear interest at the rate of one and one-half per cent ( $1\frac{1}{2}\%$ ) per annum.

12. R. H. MOULTON & COMPANY, DEAN WITTER & CO., BY R. H. MOULTON & COMPANY, BY ELMER BOOTH—

For all of the Bonds offered for sale the sum of \$745,660.00 and accrued interest thereon at date of delivery for bonds as follows:

\$577,000 City & County of San Francisco School  $1\frac{3}{4}\%$  Bonds described herein.

\$164,000 City & County of San Francisco Hospital  $1\frac{1}{2}\%$  Bonds described herein.

13. LEHMAN BROTHERS, PHELPS, FENN & CO., SARGENT, TAYLOR & CO., BY LEHMAN BROS., ACCOUNT MANAGER—BID SUBMITTED BY SARGENT, TAYLOR & CO. for the account—

For all of the Bonds offered for sale the sum of \$741,592.06 and accrued interest thereon at date of delivery. All of said bonds to bear interest at the rate of one and one-half per centum ( $1\frac{1}{2}\%$ ) per annum.

14. SCHWABACHER & CO., MERCANTILE-COMMERCE BANK & TRUST CO., ALEX BROWN & SONS, BY: SCHWABACHER & CO., J. J. QUINN—

For all of the Bonds offered for sale the sum of \$741,000.00 par value and accrued interest thereon at date of delivery plus a premium of \$2,811.03, all bonds to bear interest at the rate of  $1\frac{1}{2}\%$ .

Subsequently during the proceedings the following resolution, recommended by the Finance Committee, was presented and adopted by the following vote:

**Sale of \$577,000 School Bonds, 1938; \$164,000 Hospital Bonds, 1938**

(Series of 1939)

Resolution No. 735, as follows:

Whereas, Due notice was given as provided by the Charter of the City and County of San Francisco, that sealed proposals for the purchase of certain bonds of said City and County would be received by the Board of Supervisors up to the hour of 3 o'clock p. m., on Tuesday, December 26, 1939, and opened and considered by said Board at said time.

The bonds offered are described as follows:

\$577,000 School Bonds, 1938, dated December 1, 1938, comprising 64 bonds of \$1,000 denomination, maturing each year from 1940 to 1947, inclusive, and 65 bonds of \$1,000 denomination, maturing in 1948. Interest payable June 1 and December 1.

\$164,000 Hospital Bonds, 1938, dated January 1, 1938, comprising 20 bonds of \$1,000 denomination, maturing each year from 1941 to 1944, inclusive, and 21 bonds of \$1,000 denomination, maturing each year from 1945 to 1948, inclusive. Interest payable July 1 and January 1.

Whereas, Sundry bids were received and opened in accordance with the aforesaid notice of sale, and the same having been duly considered; therefore

Resolved, That the following bid of William R. Staats Co., Kaiser & Company, O'Melveny-Waggenseller & Durst, by W. Leonard Renick, Jr.:

For all of the Bonds offered for sale the sum of \$741,033.13 and accrued interest thereon at date of delivery

Being specifically

\$577,000 School bonds as herein described. Bonds from 1940 to 1946 inclusive to bear interest at the rate of  $1\frac{1}{2}$  per cent per annum, and bonds from 1947 to 1948 inclusive to bear interest at the rate of  $1\frac{1}{4}$  per cent per annum, and

\$164,000 Hospital bonds as herein described. Bonds from 1941 to 1946 inclusive to bear interest at the rate of  $1\frac{1}{2}$  per cent per annum, and bonds from 1947 to 1948 inclusive to bear interest at the rate of  $1\frac{1}{4}$  per cent per annum, be and the same is hereby accepted and said bonds are hereby struck off and sold to William R. Staats Co., Kaiser & Company, O'Melveny-Waggenseller & Durst, by W. Leonard Renick, Jr., in accordance with the foregoing bid.

That all other bids for said bonds be rejected and the Clerk is hereby directed to return certified checks accompanying same.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

## UNFINISHED BUSINESS

## Final Passage

The following recommendations of Finance Committee, heretofore passed for second reading, were taken up:

**Appropriating \$78,000 Out of Surplus Existing in the Special Gas Tax Street Improvement Fund to the Credit of the Following Appropriations and for the Purpose Cited and in the Amounts Indicated.**

(Series of 1939)

Bill No. 433, Ordinance No. 418, as follows:

Appropriating \$78,000 out of surplus existing in the special gas tax street improvement fund to the credit of the following appropriations and for the purposes cited and in the amounts indicated.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$78,000 is hereby appropriated and set aside out of the surplus existing in the Special Gas Tax Street Improvement Fund—Appropriation 977,900.00 to the credit of the following appropriations and for the purposes cited:

Apppr.	Street	Description	Amount
977.935.00	O'Shaughnessy Blvd. Portola—Bosworth	Grade, curbs, pavement..	\$ 9,000
977.977.00	Junipero Serra Blvd. Stonecrest—19th Ave.	Right of way, west side Park Areas.....	15,000
977.977.00	Junipero Serra Blvd. Holloway—Shields	Right of way, east side Park Areas.....	5,420
977.978.00	Polk St. Turk—Post	Widen and reconstruct....	8,400
977.979.00	Fourth St. Market—Townsend	Widen and reconstruct....	23,860
977.980.00	Post St. Scott—Webster	Widen and reconstruct....	9,320
977.960.00	Market St. and Clayton St.	Relocate safety zone.....	7,000
Total.....			\$78,000

Approved by the Chief Administrative Officer.

Recommended by the Director of Public Works.

Approved as to Funds Available by the Controller.

Approved as to form by the City Attorney.

Approved by the Mayor.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt—7.

Absent: Supervisors Brown, McGowan, Shannon, Uhl—4.

**Authorizing Conveyance of Certain Land On Francisco Street to Thomas King in Exchange for Certain Other Land On Bush Street Required for the Redding School.**

(Series of 1939)

Bill No. 434, Ordinance No. 419, as follows:

Authorizing conveyance of certain land on Francisco Street to Thomas King in exchange for certain other land on Bush Street required for the Redding School.

Be it ordained by the People of the City and County of San Francisco, as follows:

SECTION 1. Pursuant to Section 92 of the Charter and in accordance with the recommendation of the Board of Education, the Director of Property in lieu of sale is hereby authorized and directed to arrange for trading certain land hereinafter described as Parcel "A" to Thomas King in exchange for other land hereinafter described as Parcel "B," which parcels are situated in the City and County of San Francisco, State of California.

SECTION 2. Said Parcel "A" is that certain tract of land described in Ordinance No. 12.172214, Bill No. 1407, approved by the Mayor of San Francisco on August 17, 1937, which parcel was proposed to be sold under the provisions of said Ordinance No. 12.172214.

SECTION 3. Said Parcel "B" is described as follows:

Commencing at a point on the northerly line of Bush Street, distant thereon 155 feet westerly from the westerly line of Larkin Street; running thence westerly along the northerly line of Bush Street 111 feet; thence at a right angle northerly 120 feet to a point on the southerly line of Austin Street; thence at a right angle easterly along last named line 111 feet; thence at a right angle southerly 120 feet to the point of commencement.

SECTION 4. The Director of Property has made an appraisal of said real property and estimates the value of Parcel "A" to be equal to the value of Parcel "B."

SECTION 5. The Mayor and the Clerk of the Board of Supervisors in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute the necessary deed for the conveyance of Parcel "A" to Thomas King, or his assignee. The Director of Property shall deliver said deed to the Grantee upon receipt of the necessary deed to Parcel "B" and shall record the latter deed.

Approved by the Director of Property.

Approved as to form by the City Attorney.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt—7.

Absent: Supervisors Brown, McGowan, Shannon, Uhl—4.

**Authorizing the Co-ordinating Council of the City and County of San Francisco to Acquire Membership in Certain Organizations and Authorizing the Payment of Fees for Said Memberships from the Funds of the Co-ordinating Council.**

(Series of 1939)

Bill No. 441, Ordinance No. 422, as follows:

Authorizing the Co-ordinating Council of the City and County of San Francisco to acquire membership in certain organizations and authorizing the payment of fees for said memberships from the funds of the Co-ordinating Council.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Co-ordinating Council of the City and County of San Francisco is hereby authorized to acquire and maintain membership in the following organizations:

(a) California Conference of Social Work at the cost of \$10.00 per annum.

(b) Co-ordinating Councils, Inc., at the cost of \$10.00 per annum.

The said amounts to be paid from any moneys under the jurisdiction of said Co-ordinating Council of the City and County of San Francisco which are available therefor.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt—7.

Absent: Supervisors Brown, McGowan, Shannon, Uhl—4.

### Amending San Francisco Municipal Code by Repealing Various Sections of Article 2, Part III, of Said Code, License Ordinance.

(Series of 1939)

Bill No. 440, Ordinance No....., as follows:

Amending San Francisco Municipal Code, concerning License Taxes, by repealing Sections 84, 85, 87, 89, 101, 102, 103, 104, 105, 107, 114, 117, 124, 142, 144, 148, 151, 157, 186, 187, 188, 189, 190 and 191 of Article 2, of Part III of said code.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Sections 84, 85, 87, 89, 101, 102, 103, 104, 105, 107, 114, 117, 124, 142, 144, 148, 151, 157, 186, 187, 188, 189, 190 and 191 of Article 2, of Part III of the Municipal Code are hereby repealed.

#### Request for Postponement

Supervisor Roncovieri, Chairman of the Finance Committee, announced that the foregoing matter would not have been on the Calendar for consideration by the Board, on question of final passage, except for the request by Supervisor Mead. It was promised by the Finance Committee to allow thirty days' time, if necessary, within which, Mr. William Merryman or the group represented by him, would present to the Committee a substitute ordinance or suggestions for amendments to the existing ordinances proposed to be repealed. In reiterating his views, previously expressed, Supervisor Roncovieri read a portion of letter sent by himself to Mr. Hartley Peart, as follows:

"Is it the intention of your group to oppose any license tax ordinance for revenue, regardless of how fair it may be in its application to the various professions, etc.? If it is not your intention to oppose or to call a referendum on a fair and equitable license tax ordinance for revenue, I would then ask the members of your group to make such recommendations as you would deem fair in connection with amendments to or modifications of the present ordinance."

Thereupon, as Chairman of the Finance Committee he moved that the Board postpone action on final passage of this license ordinance until the first Monday after re-organization of the Board in January, and that the entire matter be referred back to the Finance Committee. He asked this for the following reasons:

"1. I believe an attempt is to be made to permanently abolish an ordinance for licensing purposes.

"2. There is no valid reason for us to wipe out the existing ordinance which has been on the books for twenty years except for the sole and doubtful purpose of forgiving over a million dollars of delinquencies legally accrued and due under the law and a decision of the Supreme Court.

"3. If a majority of this Board feels that the existing ordinance should be repealed in order to relieve certain licensees from their past legally accrued tax obligation, that is one thing; but if the purpose of



repealing the existing ordinance is to permanently abolish all license taxes and have no license ordinance to take the place of the existing one we should consider carefully what this would mean to 127,000 real property taxpayers.

"4. Before repealing the existing ordinance let us at least have a satisfactory substitute ordinance ready to take its place.

"5. Unless this is done I predict that the high pressure groups that want to escape paying their honest share of taxes for city and county governmental support will use all the power and influence at their command to prevent the adoption of a substitute ordinance.

"6. We have before us two groups—our real estate and personal property taxpayers to the number of 127,000, and about 8,500 licensees. If we wipe out permanently the legitimate obligation of 8,500 licensees to pay their honest taxes and let them go Scot free how can we honorably face 127,000 property taxpayers on whom we must inevitably transfer this burden of taxation?

"7. The permanent repeal of this ordinance means an increase of ten to fifteen cents in the general tax rate.

"8. I would consider myself unworthy of the confidence of the people if I voted to relieve an especially favored group of their obligation to pay a fair tax and knowingly loaded this same tax on another group of taxpayers.

"I warn you, gentlemen, if there is any attempt permanently to abolish license taxes for revenue—I will never vote for that. It would be an insult to our real and personal property taxpayers, who would thereby be compelled to bear the entire burden of taxation. If the purpose of the proposed repeal of the present ordinance is solely to forgive the three years' back taxes with penalties, I would be willing to vote for that. My reason is that I know that certain officials told the public that they did not have to pay those taxes at all during the past five years, and we all believed this to be true. If public officials make a mistake, based on a Superior Court decision, and tell the people they don't have to pay their license taxes, I feel somewhat in sympathy with those who have become delinquent under the circumstances, and I will vote to save them from the penalties for non-payment of license fees which they honestly and innocently believed they would never have to pay.

"For these, and other reasons, I am requesting that further action on the entire matter be postponed until the first Monday after the reorganization of the Board, in January, in order to give Mr. Merryman and his group a chance to point out wherein the existing ordinance should be amended, and thereby show good faith in the matter of assisting this Board in the preparation of a new license ordinance for revenue."

Supervisor Uhl announced he would second the motion as made, in order to bring it before the Board. However, he felt that every Section proposed to be repealed should be gone through very carefully, and for that reason, the matter should be referred to the Committee of the Whole rather than to the Finance Committee. Supervisor Roncovieri agreed to the suggestion.

Thereupon, Supervisor Roncovieri, following the above suggestion, again moved that the Board postpone action on final passage of the license ordinance until the first Monday after reorganization of the Board in January, and that the entire matter be referred to a Committee of the Whole. Motion seconded by Supervisor Uhl.

The City Attorney, who had been informed that the purpose of the foregoing motion for postponement was to allow time for the drafting of new legislation to be substituted for that sought to be repealed, announced that he had previously advised that the Board must be "off with the old" before it could be "on with the new." There must be a clean break between the existing ordinance and the adoption of a

new one. Should the Board repeal one license ordinance and enact another, merely changing the amounts, it would still be the same system of licensing and would not repeal the penalties provided under the old ordinance.

Supervisor Roncovieri, following the above statement by the City Attorney, asked if it would, in any way, conflict with the opinion given in the Los Angeles case to which reference had been made if the groups requesting repeal of the present ordinances should by themselves, away from the Board, study the existing ordinance and prepare, themselves, a statement to be presented to the Board sometime in the future, indicating what would be acceptable to them.

#### Privilege of the Floor

Mr. William Merryman, acting as chairman of the groups affected by the matter before the Board, in reply to remarks of Supervisor Roncovieri, objected to statements made by him. While it was true that an agreement had been made that the representatives of the various groups affected would be called together in a meeting to determine what their attitude would be and what they could do with respect to a new ordinance, there was no agreement as to what the groups were going to do. The meeting was held on Friday, December 15, 1939, at the Chamber of Commerce Assembly Hall, in San Francisco, and the following Resolution was unanimously adopted:

"It is the consensus of opinion of the representatives of the various groups affected, who have heretofore been officially led to believe that the San Francisco Professional and Occupational License Tax for Revenue was invalid, that any present retroactive application of such tax and the penalties would be extremely unfair and unjust; that this opinion is concurred in by many of the principal officials of the City, by newspapers and by public opinion generally; that the legal adviser of the Board of Supervisors, the City Attorney, has advised in substance that the contemplated repeal may be invalidated by the concurrent consideration of a new or substitute revenue measure; that, therefore, in the interest of all concerned, the said tax should be repealed forthwith."

Following the presentation of the resolution adopted by the groups represented by him, Mr. Merryman recited the history of the adoption of the existing ordinance, and after arguments as to why substitute ordinances should not be considered until after the existing ordinances have been repealed, stated that neither he, nor any of the representatives of other groups could bind their groups to any proposal at all.

Mr. John H. Riordan, representing the San Francisco Bar Association; Dr. R. L. Blake, representing San Francisco District Dental Society; Mr. A. V. Ravella, representing the Associated Master Barbers; Dr. Charles B. Hobrecht, Optometrist; Mr. H. A. Kellogg, Certified Public Accountant; Miss Sue Brooks, of the Sue Brooks Beauty Salon; Mr. Chester McPhee, representing the Real Estate Board; Mr. John F. Foley, representing the barbers; and Mr. Alfred Del Carlo, representing the Retail Cleaners and Dyers Offices, all urged Final Passage of the repealing ordinance under consideration.

No opposition to final passage was voiced by citizens present.

#### Explanation of Votes on Motion for Postponement

Supervisor Colman, in opposing the motion for postponement, stated he believed the only thing to do was to take final action on the proposed repealing ordinance. He felt it to be unfair and unjust to attempt to collect the old taxes and the penalties, and believed every member of the Board felt the same way.

Supervisor Uhl agreed somewhat with Supervisor Roncovieri. The Board should give the matter immediate attention. He intended to vote for the repeal of the present license ordinances, but felt the matter should receive very careful consideration. Postponement of vote

on "Final Passage" as proposed, would not be blocking the contemplated repeal.

Supervisor Roncovieri, in explaining his views, announced that he was in favor of repeal for the *sole purpose* of relieving those who, during the past three or four years, have not paid their license taxes because of the advice of city officials following the ruling of the Superior Court. However, he did not believe any harm could come to anyone by postponement of action for a reasonable time. To say that he would vote for repeal of the present ordinance without any intention of enacting another Revenue Ordinance would not be true. He hoped the Board would agree to postponement in order to provide an opportunity for further study of this most important matter. As the repeal ordinance is written, no Supervisor can definitely tell what is being repealed. The repealing ordinance about to be enacted refers to numbers, and not one member of this Board knows what these numbers refer to.

Supervisor McSheehy stated that because he was not in accord with the ordinance as a whole when it was before the Board for Passage for Second Reading, he had voted "No" thereon. Now, under the conditions confronting the Board, and because of the advice from the City Attorney, he could see no reasons for postponement of final action on the ordinance. He believed the repealing ordinance should be Finally Passed without further delay, after which machinery could be started for the enactment of a new ordinance.

#### Motion Failed

Thereon, the roll was called and the motion for postponement of action until after the reorganization of the Board in January, failed by the following vote:

Ayes: Supervisors Roncovieri, Uhl—2.

Noes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Schmidt—2.

Absent: Supervisors Brown, McGowan, Shannon—3.

#### Question on Final Passage

Supervisor Colman, in discussing the proposed ordinance, stated he intended to vote for final passage thereof. Everything that Supervisor Roncovieri desired could still be done. No member of the Board has indicated his attitude on any future license matters, which he felt to be proper. That question would be considered after the disposition of the present matter.

Supervisor Roncovieri announced that he would vote against the repeal of the present ordinance because he feared the Board would never have another license ordinance for revenue to replace that one now being considered. He would not vote for final passage of the present repealing ordinance without some indication of the attitude of other Supervisors regarding the passage of a new ordinance to take the place of the existing one.

Supervisor McSheehy, pursuant to statement by Supervisor Roncovieri, moved that the Board agree that following the repeal of the existing ordinances, a new ordinance to provide for licensing for revenue, would be offered to the Board. Motion seconded by Supervisor Roncovieri.

However, on objections being raised to the motion on the grounds that such motion would jeopardize the matter of forgiving the delinquencies now being considered, the reluctance of several Supervisors to commit themselves on any future action, and the request by the City Attorney that such motion be not approved and the promise that his office would render every possible aid in the preparation of any desirable legislation to provide for licensing for revenue, Supervisor McSheehy declared he would not press his motion, and would, with the

consent of his second, withdraw same. Thereupon, with the consent of Supervisor Roncovieri, the motion was withdrawn.

### Final Passage

The Roll was then called and the ordinance repealing the various sections of the License Ordinance, providing for licensing for revenue, was finally passed by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Schmidt, Uhl—7.

No: Supervisor Roncovieri—1.

Absent: Supervisors Brown, McGowan, Shannon—3.

### Re-reference to Committee

The following recommendation of the Streets Committee, heretofore Passed for Second Reading, was taken up:

### Ordering the Improvement of 47th Avenue Between Lawton and Moraga Streets

(Series of 1939)

Bill No. 437, Ordinance No....., as follows:

Ordering the Performance of Certain Street Work to Be Done in the City and County of San Francisco, Approving and Adopting Specifications Therefor, Describing and Approving the Assessment District, and Authorizing the Director of Public Works to Enter Into Contract for Doing the Same.

Be it ordained by the People of the City and County of San Francisco, as follows:

SECTION 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors November 22, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of Forty-seventh Avenue between Lawton and Moraga Streets by grading to the official line and sub-grade, and by the construction of the following:

Item

No.	Item
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- |    |   |
|----|---|
| 1. | Grading (Excavation)  |
| 2. | 6-inch V. C. P. side sewers   |
| 3. | Unarmored Concrete Curb   |
| 4. | Asphalt-concrete pavement, consisting of a 6-inch Class "F" concrete base and a 2-inch asphaltic concrete wearing surface |
| 5. | Water Services  |

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated, and numbered respectively as:

Lot 1 of Block 1897, and lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 20-A of Block 1896,

all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above-mentioned improvement.

*Re-referred to Streets Committee, at the request of Supervisor Ratto.*

### Final Passage

The following recommendations of the Streets Committee, heretofore Passed for Second Reading, were taken up:

**Ordering the Improvement of Newcomb Avenue Between Jennings and Ingalls Streets; Ingalls Street Between Newcomb and Oakdale Avenues; Crossings of Ingalls Street With Oakdale Avenue and Newcomb Avenue.**

(Series of 1939)

Bill No. 438, Ordinance No. 420, as follows:

Ordering the Performance of Certain Street Work to Be Done in the City and County of San Francisco, Approving and Adopting Specifications Therefor, Describing and Approving the Assessment District, and Authorizing the Director of Public Works to Enter Into Contract for Doing the Same.

Be it ordained by the People of the City and County of San Francisco, as follows:

SECTION 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors December 5, 1939, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of the payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of Newcomb Avenue between Jennings and Ingalls Streets, and Ingalls Street between Newcomb and Oakdale Avenues, including the crossings of Newcomb and Oakdale Avenues, by the construction of a sewer and appurtenances, consisting of the following items:

Item No.	Item
1	8-inch V. C. P. Sewer.
2	12-inch V. C. P. Sewer.
3	Brick Manholes, complete.
4	6-inch V. C. P. Side Sewers.
5	8x6-inch "Y" Branches.
6	12x6-inch "Y" Branches.

The assessment district hereby approved is described as follows:

Within the exterior boundary of all those certain lots delineated, designated and numbered respectively as:

Lots 2, 3, 4, 5, 5A, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17 of Block 4704;

Lots 6, 7, 8, 9 and 9-A of Block 4705;

Lots 1, 2, 3, 4, 5, 10-A, 11, 12, 13, 14, 15 and 16 of Block 4729;

Lots 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26 and 27 of Block 4728;

Lots 1, 1-A, 16, 17 and 18 of Block 4732, and

Lots 10, 11, 12, 13, 13-A and 13-B of Block 4733,

all being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above-mentioned improvement.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt—7.

Absent: Supervisors Brown, McGowan, Shannon, Uhl—4.

**Repealing Bill No. 353, Ordinance No. 343 (Series of 1939), Ordering the Improvement of Lawton Street Between 46th and 47th Avenues; and the Crossings of Lawton Street With 46th and 47th Avenues, and the Necessary Conform Work East of 46th Avenue.**

(Series of 1939)

Bill No. 439, Ordinance No. 421, as follows:

Repealing Bill No. 353, Ordinance No. 343 (Series of 1939), entitled "Ordering the Performance of Certain Street Work to Be Done in the City and County of San Francisco, Approving and Adopting Specifications Therefor, Describing and Approving the Assessment District, and Authorizing the Director of Public Works to Enter Into Contract for Doing the Same," in effect November 16, 1939, ordering the improvement of Lawton Street between 46th and 47th Avenues; and crossings of Lawton Street with 46th and 47th Avenues, and necessary conform work east of 46th Avenue.

Be it ordained by the People of the City and County of San Francisco, as follows:

SECTION 1. Bill No. 353, Ordinance No. 343 (Series of 1939), the title of which is recited above, ordering the improvement of Lawton Street, between 46th and 47th Avenues; and the Crossings of Lawton Street with 46th and 47th Avenues, and the necessary conform work east of 46th Avenue, is hereby repealed.

*Finally passed by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt—7.

Absent: Supervisors Brown, McGowan, Shannon, Uhl—4.



## NEW BUSINESS

## Adopted

The following recommendations of Finance Committee were taken up:

## Refunds of Erroneous Payments of Taxes

(Series of 1939)

Resolution No. 723, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes, as follows:

## FROM DUPLICATE TAX FUND — APPROPRIATION 905

- |  |         |
|--|---------|
| 1. Frank Deborba, per Vol. 36, Bill 985, Lot 1, Block 6028, 2nd Installment, Fiscal Year 1938-1939 .....       | \$ 3.03 |
| 2. John E. Lindberg, per Vol. 37, Bill 315, Lot 27-28, Block 6165, 1st Installment, Fiscal Year 1939-1940..... | 10.43   |

## FROM GENERAL FUND — APPROPRIATION 60.969.00

- |  |       |
|--|-------|
| 3. Everett Ghidossi, per Lot 13A, Block 1046, Fiscal Year 1938-1939, Erroneous Assessment..... | 60.60 |
|--|-------|

*Adopted* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt—7.

Absent: Supervisors Brown, McGowan, Shannon, Uhl—4.

## Approval of Recommendations, Public Welfare Department

(Series of 1939)

Resolution No. 724, as follows:

Resolved, That the recommendations of the Public Welfare Department containing the names and amounts to be paid as Old Age Security Aid, Blind Pensions and Half Orphans Aid for the month of January, 1940, including amounts, denials, cancellations, suspensions, and other transactions, are hereby approved, and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt—7.

Absent: Supervisors Brown, McGowan, Shannon, Uhl—4.

## Release of Lien, Property Olga and Henry Flessig and Mrs. Sarah Goldstein

(Series of 1939)

Resolution No. 725, as follows:

Whereas, A Notice of Aid was recorded in the office of the Recorder of San Francisco County, which created a lien on the following described property:

“Commencing at a point on the easterly line of Twenty-fourth Ave-

nue, distant thereon 153 feet 6 inches northerly from the northerly line of Cabrillo Street; running thence northerly along the easterly line of Twenty-fourth Avenue 25 feet; thence at a right angle easterly 120 feet; thence at a right angle southerly 25 feet; and thence at a right angle westerly 120 feet to the easterly line of Twenty-fourth Avenue and the point of commencement. Being a portion of Outside Land Block Number 358."

And Whereas, A notice of default has been filed against Olga and Henry Flessig, husband and wife, and Mrs. Sarah Goldstein, a widow, and

Whereas, The total amount of previously recorded encumbrances, namely, a First Mortgage held by the Home Owners' Loan Corp., with a present balance of \$4500, exceed in value the possible sale price of the property, and

Whereas, After investigation by this Board it has been determined that through foreclosure proceedings no equity would be receivable by the recipient, and

Whereas, It is deemed advisable by this Board to consent to the offered consideration of \$25.00 made by the Home Owners' Loan Corp., as full payment of the amount secured by said lien,

Now, therefore, be it Resolved, That upon payment of said sum of \$25.00, David A. Barry, Clerk of the Board of Supervisors, is hereby authorized to execute and deliver a release of such lien.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt—7.

Absent: Supervisors Brown, McGowan, Shannon, Uhl—4.

### Release of Lien, Property of Edmund Kuhn

(Series of 1939)

Resolution No. 726, as follows:

Whereas, A Notice of Aid was recorded in the office of the Recorder of San Francisco County, which created a lien on the following described property:

1018 Capitol Avenue, San Francisco, California.

And Whereas, A notice of default has been filed against Mr. Edmund Kuhn, and

Whereas, The total amount of previously recorded encumbrances, namely, a first Deed of Trust held by the Home Owners' Loan Corp., with a present balance of \$2,330.00, and a second Deed of Trust held by the McCarthy Company, totaling \$463.21, exceed in value the possible sale price of the property, and

Whereas, After investigation by this Board it has been determined that through foreclosure proceedings no equity would be receivable by the recipient, and

Whereas, It is deemed advisable by this Board to consent to the offered consideration of \$50.00 made by the holder of the second Deed of Trust as full payment of the amount secured by said lien,

Now, therefore, be it Resolved, That upon payment of said sum of \$50.00, David A. Barry, Clerk of the Board of Supervisors, is hereby authorized to execute and deliver a release of such lien.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt—7.

Absent: Supervisors Brown, McGowan, Shannon, Uhl—4.

**Release of Lien Filed re Old Age Security—Alfred Bonner**

(Series of 1939)

Resolution No. 727, as follows:

Whereas, Notices of Aid have been recorded in this County pursuant to Section 4 of the Old Age Security Act and Section 2225 of the Welfare and Institution Code; and

Whereas, The filing of such notices created a lien on the property of the recipient of such aid; and

Whereas, The recipient of such aid on payment of the debt secured by such lien is entitled to receive a release thereof; and

Whereas, A lien has been placed by the Board of Supervisors of the City and County of San Francisco, on recommendation of the County Welfare Department, against the property described as follows:

Property of Mr. Alfred Bonner, recorded March 12, 1937, in Book 3011, Official Records of the City and County of San Francisco, at Page 204; and

Whereas, The aforesaid lien was improperly filed in view of the fact that on June 24, 1920, said property, held in the name of Alfred Bonner as Executor of the Estate of Mary Bonner, was sold to William Bonner by order of the Court.

Therefore, be it Resolved, That David A. Barry, Clerk of the Board of Supervisors, is hereby authorized to execute and deliver on behalf of and in the name of said Board, a release of such lien.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt—7.

Absent: Supervisors Brown, McGowan, Shannon, Uhl—4.

**Authorizing Subordination of Lien to Renewal of Existing Encumbrance**

(Series of 1939)

Resolution No. 728, as follows:

Whereas, A Notice of Aid was recorded in the office of the Recorder of the City and County of San Francisco, State of California, which created a lien on the following described property:

Commencing at a point on the westerly line of Harrison Street distant thereon 185 feet southerly from the southerly line of 23d Street; running thence southerly and along said line of Harrison Street 30 feet; thence at a right angle westerly 122 feet 6 inches; thence at a right angle northerly 30 feet; thence at a right angle easterly 122 feet 6 inches to the point of commencement.

And Whereas, Such lien was subordinate to the lien or charge upon the land of a mortgage given to secure the payment of \$1950.00, and

Whereas, Such obligation cannot be renewed unless the lien created by the filing of Notice of Aid is subordinated to the lien or charge upon the land of a deed of trust or mortgage to be given as security for such renewal, and

Whereas, The purposes of the Act will be served by subordinating such lien;

Now, therefore, be it Resolved, That David A. Barry, Clerk of the Board of Supervisors of the City and County of San Francisco, be,

and he is hereby, instructed to execute an agreement subordinating the lien created by the filing of such Notice of Aid to the lien or charge upon the land of any mortgage or deed of trust given as security for the renewal of such obligation.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt—7.

Absent: Supervisors Brown, McGowan, Shannon, Uhl—4.

**Authorizing Execution of Residence Agreements to Cover Cases of Indigent Persons Receiving Aid from the City and County of San Francisco, Although Residing in County Not Responsible for Their Support.**

(Series of 1939)

Resolution No. 729, as follows:

Authorizing execution of residence agreements to cover cases of indigent persons receiving aid from the City and County of San Francisco, although residing in county not responsible for their support.

Authorizing the President of the Board of Supervisors of the City and County of San Francisco to execute for and on behalf of said Board of Supervisors and the City and County of San Francisco the necessary agreement between the City and County of San Francisco and any other counties, to cover the cases of indigent persons who are receiving relief from the City and County of San Francisco, and who, for the welfare of themselves or the welfare of their family, or in the public interest, remain in a county not responsible for the support of said indigent persons.

Whereas, Section 2503 of the Welfare and Institutions Code of the State of California provides that whenever the Board of Supervisors of a County that is responsible for the support of an indigent person, deems it to be for the best interest and welfare of said person or his family, or in the public interest, that said person should be permitted to reside in a county not responsible for his support, that the county responsible for the support of said indigent should enter into an agreement with the county where said person may be residing, agreeing to support said person while in said county.

Now, Therefore, Be It Resolved, That the President of the Board of Supervisors be, and is hereby authorized to execute for and on behalf of this Board of Supervisors for and on behalf of the City and County of San Francisco, any and all agreements to cover the cases herein mentioned, provided, however, that the Department of Public Welfare Commission of the City and County of San Francisco shall first make recommendation to this Board of Supervisors, certifying as to the necessity of said indigent person residing in any county other than the City and County of San Francisco, and requesting this Board to enter into an agreement with said other county as authorized by Section 2503 of the Welfare and Institutions Code of the State of California.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt—7.

Absent: Supervisors Brown, McGowan, Shannon, Uhl—4.

**Extension of Time for Award of Contract for Furnishing and Installing X-Ray Equipment for Various Health Department Buildings.**

(Series of 1939)

Resolution No. 730, as follows:

Extension of time for award of contract for furnishing and installing X-ray equipment for various Health Department buildings.

Whereas, The Director of Public Works did, on October 11, 1939, receive bids for the Furnishing and Installing of X-Ray Equipment for various Health Department Buildings; and

Whereas, The Director of Public Works, on the recommendation of the Health Department, may be called upon to award these contracts for Furnishing and Installing of X-Ray Equipment in the Health Department Buildings to other than the low bidder; and

Whereas, The Public Works Administration of the Federal Government may transmit this recommendation to Washington, D. C., for final approval of the recommendation of the Director of Public Works to award other than to the low bidder; and

Whereas, The Contract Procedure Ordinance of the City and County of San Francisco provides that awards of contract must be made within twenty (20) days from the receipt of bids; and

Whereas, The Board of Supervisors by Resolution No. 674 adopted December 12, 1939, extended the time for awarding contract to December 29, 1939, and

Whereas, Approval of award has not as yet been received from Federal Emergency Administration of Public Works;

Now, Therefore, Be It Resolved, That the time within which the Director of Public Works may award said contract be, and the same is hereby extended to and including the 31st day of January, 1940, but that nothing herein contained shall prevent the award of said contracts at an earlier date should the Director of Public Works desire to do so.

Recommended by the Director, Department of Public Works.

Approved by the Chief Administrative Officer.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt—7.

Absent: Supervisors Brown, McGowan, Shannon, Uhl—4.

**19th Avenue Widening—Settlement of Damage Claims**

(Series of 1939)

Resolution No. 731, as follows:

19th Avenue widening—settlement of damage claims.

Whereas, The grades of portions of Quintara and Noriega Streets are being changed in connection with the widening of 19th Avenue; and

Whereas, The following parties have filed claims with the Controller and have agreed to release the City and County of San Francisco, a municipal corporation, its contractors and agents from all claims of damages to their lands and improvements resulting from such grade changes upon payment to them of the amounts set forth below, which lands and improvements are located in San Francisco, as follows:

INEZ FLATLEY, et al.,.....	\$1,803.00
935 Quintara Street (Lot 14c, Block 2199)	
CLANTON BENDALL, et ux., .....	\$ 216.00
930 Quintara Street (Lot 8, Block 2138)	
WALTER B. FRANKLIN, et ux., .....	\$ 987.00
1130 Noriega Street (Lot 14, Block 2031)	

Whereas, said claims are not in litigation and the Director of Public Works has recommended and the City Attorney has approved settlement of these claims pursuant to the provisions of Ordinance No. 6.041, Bill No. 680, approved March 7, 1935.

Now, Therefore, Be It Resolved, That the Controller be and is hereby authorized and directed to pay said claims from Appropriation No. 051.908.58.

The Director of Property shall conclude the negotiations with said property owners.

Approved by the Director of Property.

Recommended by the Director of Public Works.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt—7.

Absent: Supervisors Brown, McGowan, Shannon, Uhl—4.

#### Confirming Appointment of Honorable Thomas M. Foley as Member of Board of Trustees of the War Memorial

(Series of 1939)

Resolution No. 732, as follows:

Whereas, Pursuant to the provisions of Section 44 of the Charter, his Honor the Mayor has appointed Honorable Thomas M. Foley a member of San Francisco War Memorial Board of Trustees for the term expiring January 2nd, 1941, vice himself; therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco, in meeting assembled on the 2nd day of January, 1940, does hereby approve and confirm the appointment of said Honorable Thomas M. Foley as a member of the Board of Trustees of the San Francisco War Memorial for said term expiring January 2nd, 1941.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt—7.

Absent: Supervisors Brown, McGowan, Shannon, Uhl—4.

#### Adopted

The following recommendation of Streets Committee was taken up:

Approving Map of Fernando Nelson's Subdivision of Silver Terrace,  
San Francisco, Calif.; Accepting Certain Streets

(Series of 1939)

Resolution No. 733, as follows:

Approving map of Fernando Nelson's subdivision of Silver Terrace,  
San Francisco, Calif.; accepting certain streets.



Resolved, That that certain map entitled "Fernando Nelson's Subdivision of Silver Terrace, San Francisco, Calif., composed of 6 sheets," be and is hereby approved and adopted as the official map of Fernando Nelson's Subdivision of Silver Terrace, San Francisco, Calif., and those parcels of land delineated and designated thereon as Revere Avenue, Robblee Avenue, Quint Street, Thomas Avenue, Topeka Avenue, Santa Fe Avenue, Maddux Avenue, Janet Avenue, Apollo Street, Venus Street, Newhall Street, and Thorne Way, are hereby dedicated as public streets to be known by the aforementioned names as they appear on said map, and be it

Further Resolved, That the City and County of San Francisco accept that certain deed dated the 14th day of December, 1939, from Fernando Nelson & Sons, a corporation, granting to the City and County of San Francisco all that land comprising Revere Avenue, Robblee Avenue, Quint Street, Thomas Avenue, Topeka Avenue, Santa Fe Avenue, Maddux Avenue, Janet Avenue, Apollo Street, Venus Street, Newhall Street, and Thorne Way, as delineated upon said map; and that property to be used for a sewer easement in Block 5384-C, as the same appears on said map.

Approved as to form by the City Attorney.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt—7.

Absent: Supervisors Brown, McGowan, Shannon, Uhl—4.

### Adopted

The following recommendation of His Honor the Mayor was taken up:

Leave of Absence—Mrs. Edwin R. Sheldon, Member Board of Education

(Series of 1939)

Resolution No. 734, as follows:

Leave of absence—Mrs. Edwin R. Sheldon, member, Board of Education.

Resolved, That in accordance with the recommendation of His Honor the Mayor, Mrs. Edwin R. Sheldon, a member of the Board of Education, is hereby granted a leave of absence for a period from January 4, 1940, to February 20, 1940, with permission to leave the State.

*Adopted* by the following vote:

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt—7.

Absent: Supervisors Brown, McGowan, Shannon, Uhl—4.

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,  
BILLS AND COMMUNICATIONS NOT CONSIDERED OR  
REPORTED UPON BY A COMMITTEE.**

**Adopted**

**Committee—"Citizenship Week"—Spring of 1940**

(Series of 1939)

Supervisor Colman presented Resolution No. 736, as follows:

Whereas, The rights and duties of citizenship in our American democracy today bear a new and vital significance in a world wracked by war and hatred and discord; and

Whereas, There is a vital necessity to defend and preserve the blessings of American democracy: freedom of thought, of action and of worship for ourselves and our posterity against the encroachments of tyrannies reborn in the Old World; and

Whereas, San Francisco set an impressive precedent in 1939 by bringing together in Golden Gate Park the city's new citizens for a dedication to these ideals, symbolizing by that act, the re-dedication of San Francisco's entire citizenry to the ideals of democracy; now, therefore be it

Resolved, That we, the Board of Supervisors of the City and County of San Francisco request His Honor, the Mayor, to declare an annual "Citizenship Week" culminating in "New Citizens Day" when appropriate ceremonies will welcome those who, by attaining their majority or by naturalization, have recently been vested with the full privileges and responsibilities of citizenship; and be it

Further Resolved, That His Honor, the Mayor, be and is hereby requested to designate a citizens' committee to arrange for appropriate observance of such a week in the Spring of 1940 at a time to be decided by the committee; and to plan such patriotic demonstrations as may emphasize the blessings as well as the rights and duties of American citizenship.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

**Committee—Golden Gate International Exposition Re-Opening—  
1940**

(Series of 1939)

The Clerk presented for Supervisor McGowan Resolution No. 737, as follows:

Whereas, Plans have been approved for the re-opening of the Golden Gate International Exposition on Treasure Island in 1940, and

Whereas, The Board of Supervisors of the City and County of San Francisco is cooperating in the plans in order to insure a successful re-opening, and

Whereas, The Exposition is of tremendous benefit to the business and economic life of San Francisco, and the citizens of San Francisco are loyally supporting the re-opening, and

Whereas, The occasion is one of rejoicing and offers an opportunity for the citizens to give public expression of their sentiment; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco respectfully requests His Honor, Mayor Angelo J. Rossi, to appoint a Citizens Committee to arrange an appropriate celebration to commemorate the re-opening of the Golden Gate International Exposition in May, 1940.

*Adopted by the following vote:*

Ayes: Supervisors Colman, McSheehy, Mead, Meyer, Ratto, Roncovieri, Schmidt, Uhl—8.

Absent: Supervisors Brown, McGowan, Shannon—3.

Supervisor Colman called attention to a party given in the opera house under the direction of the Recreation Commission, at which some 500 children from the playgrounds of San Francisco presented a most unusually meritorious program. The occasion deserved the commendation of the Board of Supervisors, and he requested that the Clerk express to the Recreation Commission his own approval and commendation as well as that of the Board.

So ordered.

#### Traffic Survey in Los Angeles

Supervisor Uhl, following the reading of a news story from the Examiner of December 22, regarding a traffic survey recently completed in Los Angeles, after an eighteen months' study, and moved that the Clerk communicate with the Mayor of Los Angeles requesting all available data on the survey.

So ordered.

#### Petition for Bus Permits by Market Street Railway Company

Petition for permits to substitute buses for street cars on seven different lines of the Market Street Railway during off peak hours, was received and referred to the Public Utilities Committee.

#### Report of Grand Jury

Report of the Grand Jury was presented and ordered filed.

#### Privilege of the Floor

Miss Violet Fowler, on being granted the privilege of the floor on motion by Supervisor Colman, expressed the appreciation of the citizens of the Marina District for what the Board has done for that district. She expressed, also, her personal appreciation for courtesies received.

#### ADJOURNMENT

There being no further business, the Board, at the hour of 5 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors, January 8, 1940.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,  
City and County of San Francisco.

Handwritten text, possibly a signature or initials, located in the bottom right corner of the page.

